JOURNAL *of the* REGULAR SESSION

OF THE

HOUSE OF REPRESENTATIVES

OF THE

COMMONWEALTH OF KENTUCKY

Begun and Held in the City of Frankfort, the Eighth Day of
January, in the Year of Our Lord 1924, and of
the Commonwealth One Hundred
and Thirty-two.

PROPERTY OF THE STATE OF KENTUCKY

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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

TUESDAY, JANUARY 8, 1924.

At a General Assembly of the Commonwealth of Kentucky, begun and held at the Capitol, in the city of Frankfort, on Tuesday, the eighth day of January in the year of our Lord, one thousand nine hundred and twenty-four, and the one hundred and thirty-second year of the Commonwealth, that being the day fixed by the Constitution for the meeting thereof, Charles J. Howes, Chief Clerk of the House of Representatives, during the session of the General Assembly last passed, called the House of Representatives to order and after prayer by the Rev. Roger T. Nooe of the First Christian church of Frankfort, Kentucky, produced and read the following certificate from the Secretary of State, viz.:

COMMONWEALTH OF KENTUCKY,
OFFICE OF SECRETARY OF STATE.

I, Fred A. Vaughan, Secretary of State for the Commonwealth of Kentucky, do certify that based upon records and information furnished me, the following appear to be legally elected members of the House of Representatives:

First District—W. J. McMurray.
Second District—W. R. Haselwood.
Third District—J. E. Robbins.
Fourth District—H. A. Pulliam.
Fifth District—J. W. Johnson.
Sixth District—T. H. King.

Seventh District—Lee Clark.
Eighth District—Geo. W. Smith.
Ninth District—J. J. Patterson.
Tenth District—G. L. Drury.
Eleventh District—G. Givens Dixon.
Twelfth District—C. W. Bennett.
Thirteenth District—N. Toombs.
Fourteenth District—C. Morgan Crofton.
Fifteenth District—J. E. Hadden.
Sixteenth District—J. T. Linton.
Seventeenth District—C. D. Vincent.
Eighteenth District—C. E. Edwards.
Nineteenth District—D. D. Thornberry.
Twentieth District—Clarence Westerfield.
Twenty-first District—W. S. Tinsley.
Twenty-second District—R. J. Cain.
Twenty-third District—I. T. Layman.
Twenty-fourth District—Homer Beliles.
Twenty-fifth District—F. L. Strange.
Twenty-sixth District—E. D. Morris.
Twenty-seventh District—J. Will McFarlin.
Twenty-eighth District—R. O. Huntsman.
Twenty-ninth District—J. Wood Vance.
Thirtieth District—F. E. Wilson.
Thirty-first District—Chas. A. Nelson.
Thirty-second District—W. M. Bolling.
Thirty-third District—F. W. Collings.
Thirty-fourth District—J. W. Martin.
Thirty-fifth District—J. E. Bickett.
Thirty-sixth District—T. H. Baker.
Thirty-seventh District—Dr. E. E. Palmore.
Thirty-eighth District—W. L. Agee.
Thirty-ninth District—G. L. Perryman.
Fortieth District—G. W. Eller.
Forty-first District—G. W. Shadoan.
Forty-second District—L. J. Jeter.

Forty-third District—J. Harris Baughman.
Forty-fourth District—E. B. Miller.
Forty-fifth District—Wm. Duncan.
Forty-sixth District—S. A. Blackburn.
Forty-seventh District—J. R. Dorman.
Forty-eighth District—R. D. McMurtry.
Forty-ninth District—E. C. Walker.
Fiftieth District—E. J. Doss.
Fifty-first District—W. D. Watkins.
Fifty-second District—Lee L. Simons.
Fifty-third District—L. D. Bax.
Fifty-fourth District—Oscar Leibson.
Fifty-fifth District—Leon Lewis.
Fifty-sixth District—J. L. Richardson.
Fifty-seventh District—F. L. Coomes.
Fifty-eighth District—C. W. Ryans.
Fifty-ninth District—W. B. Belknap.
Sixtieth District—T. H. Golden.
Sixty-first District—A. B. Cammack.
Sixty-second District—W. M. Simpson.
Sixty-third District—S. W. Adams.
Sixty-fourth District—J. L. Cushing.
Sixty-fifth District—Wm. Bornhorst.
Sixty-sixth District—A. J. Jolly.
Sixty-seventh District—H. Q. Thompson.
Sixty-eighth District—Martin Light.
Sixty-ninth District—H. C. Hawkins.
Seventieth District—Amos Stamper.
Seventy-first District—H. C. Duffy.
Seventy-second District—Arthur Saunders.
Seventy-third District—W. B. Ardery.
Seventy-fourth District—F. V. Nunnelly.
Seventy-fifth District—S. Cole.
Seventy-sixth District—H. B. Miller.
Seventy-seventh District—J. O. Evans.
Seventy-eighth District—Marshall E. Vaughan.

Seventy-ninth District—W. J. Brandenburg.
Eightieth District—Hector Johnson.
Eighty-first District—Sherman Chasteen.
Eighty-second District—T. L. Manning.
Eighty-third District—John H. Lawson.
Eighty-fourth District—J. F. Bosworth.
Eighty-fifth District—W. J. Moore.
Eighty-sixth District—Leroy Lewis.
Eighty-seventh District—H. M. Fultz.
Eighty-eighth District—H. J. Kegley.
Eighty-ninth District—O. C. Gartin.
Ninetieth District—V. H. Redwine.
Ninety-first District—A. J. Baldridge.
Ninety-second District—J. L. Morgan.
Ninety-third District—W. S. Wallen.
Ninety-fourth District—W. B. Bush.
Ninety-fifth District—B. F. Day.
Ninety-sixth District—T. J. Knight.
Ninety-seventh District—J. G. Campbell.
Ninety-eighth District—D. C. Jones.
Ninety-ninth District—J. F. Reed.
One Hundredth District—J. W. Howard.

Given under my hand and seal this thirtieth day of December, 1923.

FRED A. VAUGHAN, *Secretary of State.*

SEAL.

The roll of the members was called and the following answered to their names, viz.:

W. L. Agee	Homer Beliles	W. J. Brandenburg
W. B. Ardery	C. W. Bennett	W. B. Bush
T. H. Baker	J. E. Bickett	Allen B. Cammack
A. J. Baldridge	S. A. Blackburn	J. G. Campbell
J. H. Baughman	W. M. Boling	R. J. Cain
L. D. Bax	Wm. H. Bornhorst	Sherman Chasteen
W. B. Belknap	J. F. Bosworth	Lee Clark

Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson
S. W. Adams

The oath of office as required by the Constitution and the laws was administered to said members by the Honorable Flem D. Sampson, Chief Justice of the Court of Appeals.

The said Chief Clerk then announced that the election of Speaker of the House of Representatives was in order.

Mr. Strange named Honorable Samuel W. Adams of the county of Kenton and city of Covington as a suitable person to fill said office.

Mr. Richardson named the Honorable Rory O. Huntsman of the county of Allen as a suitable person to fill said office.

The vote being taken between those named resulted as follows, viz.:

For Mr. Adams:

W. B. Ardery
J. H. Baughman
L. D. Bax
W. B. Belknap
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. W. Martin
E. B. Miller
Harry Miller
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
J. J. Patterson
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
Arthur Saunders
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
N. I. Toombs
M. E. Vaughan
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

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For Mr. Huntsman:

W. L. Agee
T. H. Baker
A. J. Baldridge
Homer Beliles
J. F. Bosworth
J. G. Campbell
R. J. Cain
Sherman Chasteen
G. W. Eller
O. C. Gartin
Hector Johnson
J. Roy Johnson
John H. Lawson
Oscar Leibson
Leroy Lewis
R. D. McMurtry
J. L. Manning
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. E. Palmore
G. L. Perryman
J. L. Richardson
C. W. Ryans
G. W. Shadoan
H. Q. Thompson
W. S. Tinsley
C. D. Vincent
F. E. Wilson

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Mr. Adams, having received a majority of the votes cast, a majority of the members elected being present and voting, was declared by the Chief Clerk to be duly elected Speaker of the House of Representatives.

The Chief Clerk aforesaid appointed Messrs. Strange, Simons and Huntsman as a committee to inform the Speaker-elect of his election and to escort him to the chair.

After a time the committee aforesaid accompanied the Honorable Samuel W. Adams on the floor of the House, who took his position at the Speaker's desk and after returning his thanks to the House for the honor conferred upon him, took the oath of office as required by the Constitution and laws of this Commonwealth and then announced that the next business in order was the election of the Chief Clerk of the House and other minor offices as provided by the Constitution.

Mr. Huntsman moved that the House receive nominations for all the various offices to be filled by the House, as provided by the Constitution and laws of this Commonwealth and that one ballot be taken on all such nominations at one and the same time.

Said motion was agreed to.

Mr. Strange named the following as suitable persons to fill the positions set opposite their names, viz.:

For Chief Clerk, Charles J. Howes, of Franklin county.

For Assistant Clerk, Clifford W. Thomas, of Trigg county.

For Enrolling Clerk, Mrs. Helen Marrs Thompson, of Fayette county.

For Sergeant-at-Arms, C. W. Longmire, of Franklin county.

For Doorkeeper, B. L. Cox, of Anderson county.

For Janitor, Lonnie B. Smith, of Trimble county.

For Cloakroom Keepers, Maurice L. Sherman, of Nelson county, and Robert F. Hamilton, of Meade county.

For pages, Miss Virginia Strange, of Warren county, J. Edmond Nelson, of Hardin county, Ignatius Drury, of Union county, and Robert F. Hamilton, of Meade county.

There being no further nominations and the vote being taken on the nominations aforesaid in accordance with the provisions of the Constitution, it resulted as follows, viz.:

For those above named:

W. B. Ardery
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons

W. M. Simpson	W. S. Tinsley	E. C. Walker	
Geo. W. Smith	N. I. Toombs	W. D. Watkins	
A. W. Stamper	M. E. Vaughan	C. Westerfield	
F. L. Strange	C. D. Vincent	F. E. Wilson	
D. D. Thornberry	W. S. Wallen		—92

All those named above by Mr. Strange for the respective offices set opposite their names, having received a majority of all the votes cast, a majority of all the members elected being present and voting, were declared to be duly elected as Chief Clerk, Assistant Clerk, Enrolling Clerk, Sergeant-at-Arms, Doorkeeper, Janitor, Cloakroom Keepers and Pages of the House of Representatives respectively, who thereupon took the oath of office as required by the Constitution and laws of this Commonwealth.

Mr. Drury stated that Mr. Hawkins was ill and moved that he be granted an indefinite leave of absence.

Said motion was agreed to.

Mr. Strange offered the following resolution, viz.:

Resolved, that a committee of this House be appointed by the Speaker to wait upon the Senate and notify that body that this House is now organized and ready to proceed to business and that said committee shall, in conjunction with a like committee to be appointed from the Senate, wait upon the Governor and inform him that this General Assembly is now organized and ready to receive any communication he may have to make.

Said resolution was adopted.

Mr. Strange offered the following resolution, viz.:

Be it resolved by the House of Representatives that the rules governing the House of Representatives during the session of 1922 be and the same are hereby adopted as the

rules of this House until new rules have been drafted and adopted by this House.

Said resolution was adopted.

Mr. Strange offered the following resolution, viz.:

Be it resolved by the House of Representatives, that Lonnie E. Smith, who has been elected Janitor of this House, be and he is hereby made and designated Bill Clerk of the House under the supervision and direction of the Chief Clerk of this House, and it shall be his duty to receive all printed bills from the public printer, furnish a sufficient number thereof to pages for distribution to members' desks, to keep the other printed bills on file in the bill room in an orderly fashion, numerically, and to perform such other duties relative to documents of the Clerk's office as the Chief Clerk may direct.

Said resolution was adopted.

Mr. Miller offered the following resolution, viz.:

Be it resolved by the House of Representatives, the Senate concurring therein, that when this House adjourn today, said adjounrment be until Monday, January 14, 1924, at one o'clock p. m.

Said resolution was adopted.

A message was received from the Senate announcing that they had concurred in the aforesaid concurrent resolution.

Mr. Nelson offered the following resolution, viz.:

Be it resolved by the House of Representatives, that the white pastors of Frankfort be invited to daily open this House with prayer, and,

Be it further resolved, that the Sergeant-at-Arms be authorized to arrange with them for their services.

Said resolution was adopted.

Mr. Leon P. Lewis offered the following resolution, viz.:

Whereas, the message of his Excellency the Governor has advocated the submission to the people of Kentucky by this General Assembly of a bond issue for various purposes, therefore,

Be it resolved by the House of Representatives that an invitation be extended to such organizations as may be interested therein to present their views on the subject at a joint meeting of the House and the Senate on Monday, January 14, 1924, at one-thirty p. m.

Said resolution was adopted.

Mr. Miller, on behalf of himself and Messrs. Drury and Huntsman, being the committee heretofore appointed by the Speaker of the House to wait upon the Governor in conjunction with a like committee from the Senate and to inform him that this General Assembly is now organized and ready to receive any communications he may have to make, announced that they had discharged their duty and that the Governor had requested them to report that he would deliver a message to the joint assembly at one-thirty o'clock p. m.

The hour of one-thirty o'clock p. m. having arrived, the Senate of Kentucky, in order, entered upon the floor of the House of Representatives and the two Houses of the General Assembly were convened in joint assembly.

The Honorable Henry H. Denhardt, Lieutenant-Governor and President of the Senate, took the chair and presided.

The Hon. Samuel W. Adams, Speaker of the House of Representatives, took a seat on the right of the President of the Senate.

The Hon. Wm. J. Fields, Governor of the Commonwealth of Kentucky, entered on the floor of the hall of the House and, taking a position at the Clerk's desk, delivered the following message to the joint assembly, orally, viz.:

Gentlemen of the General Assembly:

The Constitution imposes upon the Governor the duty to make recommendations to the Legislature on the affairs of the state. In obedience to that mandate I appear before you, to submit for your consideration my most earnest recommendations.

Education

Among the highest obligations of the state is the obligation to afford opportunity for its citizens to acquire an education. The sons and daughters of Kentucky are entitled to opportunities equal to the opportunities afforded the youth of any other state, which are now denied them. I therefore first address myself to the needs of our educational system.

Primary and High Schools

Many counties of the state are unable, by reason of lack of revenue, to provide suitable or even habitable houses for primary and high schools. It is difficult, in some instances impossible, for the children of these counties to acquire an elementary education. Yet, from the youth of those communities may be developed the state's brightest intellect and most useful citizens.

Those children will become a part of the citizenry of the state. Their value to the state and to society, as well as to themselves and their dependnts, will be measured by their training and education. Their education is, therefore, both a

state and a local problem. This being true, I recommend that provision be made for the state to advance money to counties that are unable to erect and equip buildings for primary and high schools, on such terms and for such time as will make easy its repayment through the development of their natural resources and their increase in wealth.

Normal Schools

The efficiency and results of our elementary system of education depend upon the character and training of its teachers. To secure a sufficient force of trained teachers it is necessary to increase the accommodations and equipment of our normal schools, which are now deficient, to the detriment of our whole elementary system. It is therefore essential to construct proper buildings for our four white and for two colored normal schools.

The University of Kentucky

The University of Kentucky is a state, not a local institution. Its purpose is not to afford opportunities to the children of wealth to acquire a college education. It was created and was maintained to put within the reach of the sons and daughters of every class the opportunity for the highest and most useful training.

The university has neither dormitories nor class rooms sufficient to meet the demand upon it for the education of the youth of Kentucky. It can accommodate less than two thousand students. It should be able to accommodate fully two and a half times that number. Its deficiency forces many youths to leave Kentucky to obtain a college training, and prevents others, of limited means, from receiving such training.

Deaf and Dumb Institute

The deaf and dumb children of the state are entitled to the full sympathy and assistance of the state, and should be given every advantage that will contribute to their becoming

self-supporting and independent. The accommodations of the Deaf and Dumb Institute are wholly insufficient.

The Institute for the Blind

The institute for the blind is one of the most worthy of our institutions. The demands upon it have grown far in excess of its capacity, and it should be supplied with sufficient funds to meet these demands.

Tuberculosis Sanatoria

Kentucky is paying an annual toll of inefficiency, suffering, death and financial loss due to the prevalence of tuberculosis, a preventable and curable disease. There is no provision for the treatment and cure of a victim of that disease in a state institution. No citizen of Kentucky unless a resident of Jefferson or Fayette county can secure treatment except by full payment therefor. It would be wise economy as well as enlightened self-interest for the state to provide for or to assist in the erection and maintenance of sanatoria for the victims of tuberculosis.

Penal, Corrective and Charitable Institutions

With the increase in population the need for room in our penal institutions far exceeds their capaciey. Especially is this true of the state reformatory in Frankfort. Conditions in that institution are deplorable because of insufficient and antiquated buildings.

While the inmates of this and similar institutions have, with rare exceptions, placed themselves in the class of undesirable citizens, they are, nevertheless, human beings whose crimes, in many instances, are due to mental or moral weaknesses for which they may not be entirely responsible. Notwithstanding the fact that by their own conduct they have made themselves wards of the state, they are entitled to humane treatment. We have outlived the barbaric age when to

torture the convict was regarded as an honor to the state and a protection to society.

Kentucky Schools of Reform

The reform school for boys and girls is wholly inadequate to meet its imperative needs.

This institution is doing a valuable work, making an incalculable contribution to future citizenship by caring for and training in the rudiments of good citizenship boys and girls who have been neglected or who have shown themselves so uncontrollable that they have passed, or would quickly pass, into the criminal class. From this institution have gone many boys and girls who are making good citizens who but for the training afforded would have developed into hardened criminals.

Two separate institutions, one for boys and one for girls, should be established and maintained at separate places.

Hospitals for the Insane

The asylums for the insane are a disgrace to our state.

The inmates of these institutions are the state's most unfortunate citizens, with whom fate has dealt most cruelly. They come from every class of our people. They are wards of our state often by reason of misfortune, not because of misconduct.

These unfortunates are housed in quarters that are both inadequate and unsafe. Should fire break out in one of these institutions, the rescue of its irresponsible inmates would be practically impossible. Such a tragedy as would result would place an execrable blot on Kentucky's name that would continue on through coming years to mar the fair fame of our state.

Such a condition is repugnant to the character, the conscience, the heart and the soul of Kentucky's manhood and womanhood, and should no longer be permitted to exist.

Care of the Feeble-Minded

There is only scant provision made for the care of the white feeble-minded and no provision at all for the colored feeble-minded persons, who are free to roam and propagate their kind, thereby imposing an ever-increasing burden on the state. Provision should be made for the proper care of both white and colored idiots and feeble-minded.

Mineral Resources

In mineral resources Kentucky is the richest state east of the Mississippi river, if not of all the states. There are few, if any, of her counties that do not possess valuable minerals, among which are asphalt, fire clay, cannel coal, bituminous coal, fluorspar, barium, oil, gas, marble, mineral waters, oil shales, materials for making cement and others, whose location and value have been indicated, not proven conclusively.

In the long list of resources are some that have been located to a limited degree by basic topographic mapping. One-half of the state, however—to be exact, twenty thousand seven hundred and five (20,705) square miles—remained unmapped on July 1, 1923. That portion of the state is practically an unsurveyed mineral wilderness. Nothing would aid so much in the development of our mineral resources as a complete, basic topographic survey of the state.

Kentucky's proximity to America's center of population, her navigable streams around her northern, eastern and western borders and across the area of her territory, her possibilities in the development of hydro-electric power, combined with her mineral wealth, make her one of the most attractive and inviting states of the continent for industrial development. With that development her revenues would correspondingly increase. We should therefore no longer delay the mapping of the mineral resources of the state. This initial step in her industrial development, the completion of which will make Kentucky one of the country's greatest industrial fields, should now be taken.

Such a survey would cost approximately four hundred thousand dollars ($400,000). No other investment of such an amount would yield to the state so large returns and contribute so much to its development, future wealth and prosperity.

Public Debt

Kentucky has a floating public debt of approximately six million dollars ($6,000,000) in outstanding state warrants. The credit and the good name of the state demand that this debt be liquidated; that these warrants, that in many instances are being sold at a discount because of the state's failure to redeem them, be called in and retired.

The individual who would permit his promissory note to be bartered and sold at a discount, when he had ample credit on which to secure funds with which to pay it, would be charged with bad faith, aye, with a discreditable act. Yet that is precisely what Kentucky is doing, and states are not different from individuals—they are only collections of individuals. Kentucky, therefore, in justice to her credit and her good name, can not afford to permit her floating debt to continue unliquidated, but should make arrangements for its settlement, and I recommend that steps be taken to accomplish that result with the least possible delay.

Good Roads.

Kentucky can never be what it should be and what it has a right to be without a complete system of public roads. Every citizen of vision fully realizes that fact, and none will deny that the construction of a comprehensive system of roads throughout the state would enhance the value of all property within her borders and make Kentucky a more desirable place in which to live. Such a system would contribute much to our educational advancement, particularly in rural sections, by making the schools more accessible to students.

It would bring the residents of all sections of the state into more intimate social relations with one another, thereby

contributing to the intellectual advancement of the state and increasing our common interests.

Furthermore, with the rapidly growing motor transportation, a system of thoroughfares connecting the agricultural section with the industrial centers and mining regions would result in the creation of direct commercial relations between producers of agricultural products and the consumers in the industrial and mining sections of incalculable benefit to both.

Surrounded as it is on three sides by a mining region, I can conceive of nothing that would contribute more to the establishment of a permanent and profitable market for the products of the great agricultural section of our state than direct connection with the markets of the mining region through a system or roads sufficient to support truck transportation.

Road construction, and the enactment of laws relating thereto, have been, to a great extent, an experimental program for the past decade. But we should now profit by our experience and our mistakes and reap a richer return from our investments and our efforts than we have had in the past.

Improved methods of conducting the business of the State Highway Commission should be adopted, and additional safeguards should be thrown around the system.

An equitable distribution of the road funds throughout the state should be guaranteed. No section of the state should profit at the expense of another section, nor should any section of the state suffer for the benefit of another.

I therefore recommend that the funds be distributed among the counties on a basis of fifty per cent (50%) on road mileage and fifty per cent (50%) on taxable assets.

Certain counties of the state are classed as pauper counties are a burden to the rest of the state, and will so continue until they lift themselves or are redeemed from the pauper class, which can only be done by their development. The first step in this process is the construction of good roads within their borders. These counties do not desire to remain in the pauper class; neither do they desire to be advanced from that status at the expense of other counties. All they ask

is an opportunity for self-development, the cost to be paid out of the increased revenues that will follow their development. They therefore need state aid, not in the gift of money, but in the extension of credit on their immediate and future taxable assets. The obligations thus incurred by these counties, through the extension of credit to them, can and will be discharged through and by their increased revenues accuring from their development.

Governor to be Ex-Officio Member of State Highway Commission

In large measure the responsibility for the success or failure of the Highway Commission rests upon the Executive. I therefore recommend that the Governor be made a member ex-officio of the State Highway Commission, without power to vote. This would enable him to sit in the meetings of the commission and have full knowledge of its affairs.

Executive Secretary of State Highway Commission

I also recommend that the position of executive secretary to the commission be created, his office to be in the Department of State Roads and Highways, and he be required to give his entire time to the duties of the office; that he have access to all the records of the department and be required to make regular and frequent reports to the Governor and to each member of the Highway Commission of the acts and business methods of the department, and to perform such other duties as may be assigned to him by the commission.

The work of the Department of State Roads and Highways is of such importance to the public, and the funds handled by the department are so great; in brief, its business and importance are of such magnitude as to require a most efficient person for the position of executive secretary. The creation of this position would be in the interest of both efficiency and economy, and I recommend that the salary of the executive secretary be not less than four thousand dollars ($4,000) per

annum, in order to secure the employment of a competent person. Private institutions, with far less capital than that expended by the State Highway Department, pay salaries far in excess of four thousand dollars for executive supervision or assistance.

Commission to Have Power of Removal

The State Highway Commission is responsible to the executive for the faithful and efficient conduct of the affairs of the department. I therefore recommend that the commission be given general power to remove any official or employe of the department.

Permanent Improvements

With but two exceptions the foregoing recommendations relate exclusively to the state's need for permanent improvements in the form of additional buildings for her educational, charitable, corrective and penal institutions, and public roads; the two exceptions being the topographic survey and the floating debt.

The completion of this suggested program would cost in the aggregate seventy-five million dollars ($75,000,000). This would represent a charge of approximately two and one-half per cent (2½%) against the state's assessed wealth.

The wealth of North Carolina, as reflected by the assessment of its property, increased more than one hundred per cent (100%) before the completion of a similar program. It is fair to assume that the wealth of Kentucky would increase in the same proportion with the completion of the program I have outlined. With such a growth in wealth the cost of the proposed improvement would represent a burden of about one and one-fourth per cent (1¼%) of the state's wealth.

Farmers of the state frequently procure loans secured by mortgage on their farms equal to fifty per cent (50%) of the value of the farm, as do many mercantile, industrial and manufacturing enterprises. The state's burden for the program outlined would be insignificant as compared with the burden

assumed by individuals and corporations for permanent improvements.

No one who has studied conditions in the state questions that each improvement suggested is greatly needed, and all recognize the fact that such a program could not be financed to early completion from the state's current revenues.

The Question That Must be Answered

The program can not be undertaken without first providing ways and means by which to finance it. The question then presents itself to us, shall we provide the ways and means to complete the work and place Kentucky in the position that her wealth and the intelligence and the pride of her citizens warrant she should occupy, or shall we decline to provide the ways and means, and let her remain in her present deplorable condition? If we are to do the latter, the matter is, of course, a closed chapter.

If we are to do the former, we must set ourselves to the task before us, which, in my opinion, can best be accomplished by a bond issue.

A Bond Issue of $75,000,000

I therefore recommend that the legislature submit to the people, for their consideration, and approval or disapproval as they may decide, a bond issue of seventy-five million dollars ($75,000,00), to be applied as follows:

1—Primary and High Schools	$5,000,000
2—White Normal Schools	2,000,000
3—Colored Normal Schools	1,000,000
4—University of Kentucky	5,000,000
5—Institute for the Deaf and Dumb	100,000
6—Institute for the Blind	150,000
7—Tuberculosis Sanatoria	350,000
8—Penal, Corrective and Charitable Institutions—Reformatories, Hospitals for Insane, Schools of Reform, Insti-	

tutes for the Feeble-Minded	5,000,000
9—Basic Topographic Survey and Map	400,000
10—Public Debt	6,000,000
11—Good Roads	50,000,000
Total	$75,000,000

PROVISIONS FOR INTEREST AND SINKING FUND

These bonds must be charged against a fund created for the payment of the interest and the retirement of the bonds at maturity.

As previously indicated, the wealth, resources and revenue of the state would increase rapidly and materially with the completion of the program I recommend. There will be available immediately sources of revenue amply sufficient, in the judgment of the most conservative and ablest experts, to provide for the interest on, and insure the retirement of, the bonds at maturity which are beyond all question applicable under the Constitution.

These sources are:

First, the three cents from the general fund, which are now applied to the current road fund.

Second, the revenues derived from the automobile license tax.

Third, the revenue from a tax of three cents per gallon on gasoline, which I recommend, instead of the one cent tax now imposed.

There are, in addition, other sources of revenue that may be applied to the general fund, to the more rapid retirement of the bonds issued by the state, or to a reduction in taxes, as the legislature may hereafter decide.

These sources are:

First, the certain and substantial increase in the revenue of the state because of the increase in the wealth and development of the state.

Second, a tax which I shall hereafter recommend that the legislature impose on revolvers and other firearms.

Third, the proportion of the general fund, varying in the past from one to one and one-half cents, that has been applied to the payment of interest on the outstanding warrants of the state, which will be retired.

Fourth, the proceeds from the penal, corrective and charitable institutions, which will amount to approximately six hundred thousand ($600,000) dollars, for the current year.

Fifth, a tax which I recommend to be imposed on pamphlets, books and maps sold by the Geological Survey.

I also recommend that the present statute creating the position of Oil Inspector for each county, which imposes a burden on the gasoline industry, which ultimately rests on the consumer, be repealed, thereby removing that burden from the users of gasoline.

The Bill to be Submitted

I do not submit more than a suggestive outline. The bill which is to be submitted for your consideration and action will in its details be safeguarded with such provisions as fullest knowledge of the Constitution and law, and highest financial integrity and wisdom can devise.

The Duty of Executive and Legislature

Under our form of government, the Constitution imposes upon the executive the duty of recommending the submission of, and upon the legislature the duty of submitting to the people for their consideration any question requiring popular referendum when it becomes apparent that there is reasonable demand by the people for an opportunity to vote on the question.

Every one familiar with the sentiment in Kentucky knows that there is a demand, and a very strong demand, among the people for an opportunity to vote on the question of issuing bonds for the purpose of financing these improvements

so much needed today and upon the accomplishment of this program rests the growth, development and progress of our Kentucky.

Both the Democratic and Republican parties pledged themselves in their respective platforms in the recent gubernatorial campaign to the submission of a bond issue for the development of an adequate state-wide system of highways. The demand for the submission of a bond issue for the other needed improvements already enumerated is as strong as the demand for the submission of a bond issue for road development.

Knowing and recognizing the sentiment of the people on these questions, and believing in their constitutional right of self-determination, I recommend that the proposition of a seventy-five million dollar ($75,000,000) bond issue be submitted to them for their consideration and approval or disapproval as their judgment may direct. To deny them that right would be to refuse them the right of self-government, which neither the executive nor the legislature has the constitutional or the moral right to do.

Mr. Miller moved that the joint assembly do now dissolve.

Said motion was agreed to.

Mr. Speaker, Samuel W. Adams, then resumed the chair and the business of the House proceeded.

Mr. Strange offered the following resolution, viz.:

Resolved, that the printing commissioner be authorized and empowered and hereby directed to have twenty-five copies of the Governor's message printed, wrapped and stamped, and furnished each member of the House, ready to mail.

Said resolution was adopted.

Mr. Strange moved that the Speaker be authorized and empowered to appoint all standing committees of this House.

Said motion was agreed to.

Charles J. Howes, Chief Clerk of the House of Representatives, announced that there had been received by him and filed, notice of contest, and papers relative thereto, in the following case, viz.:

From the Thirty-seventh Legislative District, comprising the counties of Metcalfe and Monroe:

Roland G. Railey, contestant versus E. E. Palmore, contestee.

Mr. Drury moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

MONDAY, JANUARY 14, 1924.

The House was opened with prayer by the Rev. W. P. Fryman, of the Methodist Episcopal Church, South.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	W. J. Brandenburg	J. R. Dorman
W. B. Ardery	W. B. Bush	E. J. Doss
T. H. Baker	Allen B. Cammack	G. L. Drury
A. J. Baldridge	J. G. Campbell	H. C. Duffy
J. H. Baughman	R. J. Cain	Wm. M. Duncan
L. D. Bax	Sherman Chasteen	D. E. Edwards
W. B. Belknap	Lee Clark	G. W. Eller
Homer Beliles	Sam Cole	J. O. Evans
C. W. Bennett	F. W. Collings	H. M. Fultz
J. E. Bickett	L. F. Coomes	O. C. Gartin
S. A. Blackburn	J. L. Cushing	T. H. Golden
W. M. Boling	B. F. Day	J. E. Hadden
Wm. H. Bornhorst	G. Givens Dixon	W. R. Haselwood

H. C. Hawkins
J. W. Howard
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

The Speaker announced the following standing Committee on Rules, viz.:

Messrs. Strange, Drury, Harry B. Miller, Nelson, Simons, Boling, Wallen, Smith, Dorman, Howard, Walker, Jolly, Vance, Huntsman and Bosworth.

Mr. Duffy offered the following resolution viz.:

Be it resolved by the House of Representatives that a committee of nine members be selected in the manner as required by law to hear the contest heretofore filed in the House by Roland G. Railey, contestant, versus E. E. Palmore, contestee, and that the clerk be directed to select said committee by lot as provided by law.

Said resolution was adopted.

The Speaker then announced that the House would proceed according to law and pursuant to the provisions of the resolution above set out to select by lot nine of its members to constitute a board to determine a contest to the right to a seat in this House, as Representative from the counties of Metcalfe and Monroe, of Roland G. Railey, contestant, versus E. E. Palmore, contestee.

The names of the members present were written on separate pieces of paper, rolled and placed in a box by the clerk in the manner provided by law, who, after the same had been well shaken, drew the names of nine members of the House therefrom, separately, which were opened and read aloud by the Speaker of the House, viz.:

Messrs. Kegley, Harry B. Miller, Hector Johnson, Lawson, McMurray, Cain, Jones, Vance and Vincent.

Whom the Speaker declared selected as members of said board.

Thereupon the said members of said board appeared at the bar of the House and took the oath of office as required by law.

A message was received from the Senate announcing that they had adopted the following concurrent resolution, viz.:

Be it resolved by the General Assembly of the Commonwealth of Kentucky that for the purpose of paying such expenses as the chief clerk of the Senate of Kentucky is directed to incur by the Senate of Kentucky, there is hereby appropriated out of the general revenues of the state, as a contingent fund, the sum of five hundred dollars and for the purpose of paying the expenses incurred by the chief clerk of the House of Representatives of the Commonwealth, under the direction of said House, there is hereby appropriated out of the general revenues of the state, as a contingent

fund, the sum of five hundred dollars. Said respective funds shall be paid out on warrant of the Auditor, issued on requisition of the chief clerk of the Senate and of the House of Representatives, respectively.

Mr. Simons moved that the rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Mr. Strange moved that said resolution be concurred in.

Said motion was agreed to.

The vote being taken thereon in accordance with the provisions of the Constitution, was as follows, viz.:

W. L. Agee	G. Givens Dixon	T. H. King
W. B. Ardery	J. R. Dorman	T. J. Knight
T. H. Baker	E. J. Doss	John H. Lawson
A. J. Baldridge	G. L. Drury	I. T. Layman
J. H. Baughman	H. C. Duffy	Oscar Leibson
L. D. Bax	Wm. M. Duncan	Leon P. Lewis
W. B. Belknap	D. E. Edwards	Leroy Lewis
Homer Beliles	G. W. Eller	Martin Light
J. E. Bickett	J. O. Evans	J. T. Linton
S. A. Blackburn	H. M. Fultz	W. J. McMurry
Wm. H. Bornhorst	O. C. Gartin	J. L. Manning
J. F. Bosworth	T. H. Golden	J. W. Martin
W. J. Brandenburg	J. E. Hadden	E. B. Miller
Allen B. Cammack	W. R. Haselwood	G. W. Morgan
J. G. Campbell	H. C. Hawkins	J. L. Morgan
R. J. Cain	J. W. Howard	Wm. J. Moore
Sherman Chasteen	R. O. Huntsman	E. D. Morris
Lee Clark	L. J. Jeter	Chas. A. Nelson
Sam Cole	Hector Johnson	F. V. Nunnelly
F. W. Collings	J. Roy Johnson	E. E. Palmore
L. F. Coomes	A. J. Jolly	G. L. Perryman
J. L. Cushing	D. C. Jones	H. A. Pulliam
B. F. Day	H. J. Kegley	V. H. Redwine

J. F. Reed	A. W. Stamper	C. D. Vincent	
C. W. Ryans	F. L. Strange	W. S. Wallen	
Arthur Saunders	H. Q. Thompson	E. C. Walker	
G. W. Shadoan	D. D. Thornberry	W. D. Watkins	
Lee L. Simons	W. S. Tinsley	C. Westerfield	
W. M. Simpson	N. I. Toombs	F. E. Wilson	
Geo. W. Smith	M. E. Vaughan		—89

Mr. Leon P. Lewis moved that the House do now recess until 2:30 o'clock p. m.

Said motion was agreed to.

The hour of 2:30 o'clock p. m. having arrived, the Speaker resumed the chair and called the House to order.

In accordance with a resolution heretofore adopted, to wit: On January 8, providing for a joint session of the House and the Senate and the hour of 2:30 o'clock having arrived, the Senate, in order, entered upon the floor of the House of Representatives and the Hon. Henry H. Denhardt, Lieutenant Governor and President of the Senate, took the chair and called the joint assembly to order.

The Hon. Samuel W. Adams, Speaker of the House of Representatives, took a seat to the right of the President of the Senate.

Mr. Strange moved that the joint assembly do now resolve itself into a Committee of the Whole for the purposes set forth in a resolution hereinbefore stated.

Said motion was agreed to.

The President of the Senate designated Senator Arch Hamilton as Chairman of the Committee of the Whole House.

After a time Senator Hamilton reported that they had heard various speeches on the proposed bond issue as outlined in the message of the Governor.

Mr. Strange moved that the joint assembly do now dissolve.

Said motion was agreed to.

The Speaker having resumed the chair,

Mr. Strange moved that the House do now adjourn until tomorrow at 10 o'clock a. m.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, JANUARY 15, 1924.

The House was opened with prayer by the Rev. W. P. Fryman, of the Methodist Episcopal Church South, of Frankfort.

The roll was called and the following answered to their names, viz.:

W. L. Agee	Allen B. Cammack	G. W. Eller
W. B. Ardery	J. G. Campbell	J. O. Evans
T. H. Baker	R. J. Cain	H. M. Fultz
A. J. Baldridge	Sherman Chasteen	O. C. Gartin
J. H. Baughman	Lee Clark	T. H. Golden
L. D. Bax	Sam Cole	J. E. Hadden
W. B. Belknap	F. W. Collings	W. R. Haselwood
Homer Beliles	J. L. Cushing	H. C. Hawkins
C. W. Bennett	B. F. Day	J. W. Howard
J. E. Bickett	G. Givens Dixon	R. O. Huntsman
S. A. Blackburn	J. R. Dorman	L. J. Jeter
W. M. Boling	E. J. Doss	Hector Johnson
Wm. H. Bornhorst	G. L. Drury	J. Roy Johnson
J. F. Bosworth	H. C. Duffy	A. J. Jolly
W. J. Brandenburg	Wm. M. Duncan	D. C. Jones
W. B. Bush	D. E. Edwards	H. J. Kegley

T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Miller moved that the House do now adjourn.

Said motion was disagreed to.

Mr. Pulliam moved that the Speaker be directed by the House to announce at least four standing committees at some hour during the day and that when the House adjourn today it be to meet again tonight for the purpose of the introduction of bills.

Said motion received no second and was therefore not considered.

Mr. Bosworth moved that the privilege of the floor be granted to Hon. T. Russell Hill, of Middlesboro.

Said motion was agreed to.

Mr. Howard moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, JANUARY 16, 1924.

The House was opened with prayer by the Rev. I. W. Wilcox, of the Southern Presbyterian church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Simons, secretary of the Rules Committee, offered the following special rules for the government of the House of Representatives for the session of 1924:

RULES OF THE HOUSE OF REPRESENTATIVES—SESSION 1924

The Committee on Rules respectfully report to the House the accompanying rules for its government during the present session.

QUORUM OF THE HOUSE

Rule 1. Five members of the House shall constitute a quorum for the purpose of adjourning; fifteen members for the purpose of calling a House, of sending for absent members and of making an order for their censure and fine; a majority of the members may proceed to business, and the numbers mentioned in this rule shall have the power, in the absence of the Speaker, to elect a speaker pro tem. for the purposes above designated.

HOURS OF MEETING AND ADJOURNMENT

Rule 2. The standing hour of meeting each day shall be 10 o'clock a. m., standard time, and the standing hour of adjournment shall be 1:00 o'clock p. m., except on Monday, when the hour of meeting shall be 1 o'clock p. m. and the hour of adjournment 3 p. m. Provided, however, that a majority of the House may elect to hold extra sessions at any time and extend the sitting of any session to any time within their discretion. The hour of meeting and adjournment of the body shall be governed by the House clock over the main entrance.

THE POWERS AND DUTIES OF THE SPEAKER

Rule 3. The Speaker shall take the chair every day at the hour to which the house adjourned on the preceding day; he shall immediately call the members to order, and, a quorum being present, shall cause the journal of the preceding day to be read.

Rule 4. He shall preserve decorum and order and, in case of disturbance or disorderly conduct in the gallery or lobbies, may cause the same to be cleared. He shall have general control, except as provided by rule of law, of the hall of the House and of the corridors and passages, of the unappropriated rooms in that part of the capitol assigned to the use of the House, until further ordered. He may speak to points of order in preference to other members, rising fro mthe chair for that purpose. He shall decide questions of order, subject to an appeal to the House on request of any two members, and the members appealing shall reduce the appeal to writing.

The Speaker shall have supervision over the Clerks, Sergeant-at-Arms, Doorkeeper, Janitor, Pages and other employes of the House, and shall direct them as to their duties, and upon failure of any such official to perform their duties, the Speaker shall have power to impose a fine upon such offender, not to exceed the per diem of such official or employe for each offense. Such fine shall be entered upon the Journal and deducted from the compensation due such offender.

Rule 5. The standing committees of the House, herein named, shall be appointed by the Speaker.

Rule 6. The Speaker may state questions sitting, but shall rise to put a question.

Rule 7. Questions shall be distinctly put in this form, viz.: "Gentlemen, you who are of the opinion that (as the question may be) say 'aye,' you of the contrary say 'nay.' "

Rule 8. If the Speaker be in doubt as to the result of a vote, or a division be called for, the House shall divide; those in the affirmative of the question shall rise from their seats, and, afterwards, those in the negative. If the Speaker still be in doubt, or a count be requested, the Speaker shall name two members, one from each side, to count those in the affirmative and the negative; which, being reported, he shall rise and state the decision of the House; provided, however, that such decision or count shall not be allowed after the House shall have proceeded to other business.

Rule 9. The Speaker shall have the right to name any member to perform the duties of the chair, but such Speaker pro tem. shall not be empowered to act beyond the period of five days.

Rule 10. No person shall be permitted upon the floor of the House except the Governor, his secretary, members of the Senate, such newspaper correspondents as may be authorized by the Speaker of the House, the Chief Executive of the United States, judges of the Court of Appeals and of the Supreme Court of the United States and members of the Federal Congress, unless on special invitation of the House previously extended by vote of the House, and it shall be the duty of the Doorkeeper to exclude all persons not entitled to the floor of the House chamber. If, however, other persons find their way to the floor, it shall be the duty of the Sergeant-at-Arms to remove them.

At least five minutes before the hour of convening each day the Sergeant-at-Arms shall clear the floor of the House Chamber of all persons not entitled to the floor, and shall announce in a loud and distinct voice, "All persons not entitled to the floor of the House under the rules thereof will now vacate the House Chamber." He shall then compel each and every person then in the House Chamber, who is not entitled to remain there, to vacate.

Rule 11. When a member is about to speak in debate or deliver any matter to the House he shall rise from his seat and respectfully address the Speaker of the House as "Mr. Speaker," but shall not proceed until recognized by the Speaker as the Gentleman from ————.

Rule 12. If any member, in speaking or otherwise, transgress the rules of the House, the Speaker shall, or any member may, through the Speaker, call the offender to order; and the member called to order shall immediately sit down unless permitted to explain, and the House, if appealed to, shall decide on the case without debate. If the decision be in favor of the member called to order, he shall be at liberty to pro-

ceed; if against him, and the case require it, he shall be liable to the censure of the House.

Rule 13. When two or more members rise at once, the Speaker shall name the member who is first to speak.

Rule 14. No member shall speak more than twice on the same question without leave of the House, and he shall not speak more than once until every member of the House desiring to speak has spoken. No member shall be allowed to speak more than one hour in the aggregate.

Rule 15. While the Speaker is putting any question, or addressing the House, no one shall walk about the House, or leave; neither, in such case nor when a member is speaking, shall any one talk or pass between the chair and the member who is speaking.

Rule 16. No member shall in debate name another member.

Undebatable Motions.

Rule 17. Motions to proceed or dispense with the orders of the day, to dispense with any rule of the House, or take up business out of its regular order, to commit or recommit, except with instruction, shall be propounded without debate.

Rule 18. No explanation of any vote shall be permitted pending the call of the yeas and nays on an undebated motion.

Withdrawal of Motions

Rule 19. After a motion is stated by the Speaker, or read by the Clerk, it shall be deemed in the possession of the House, but may be withdrawn by the consent of the House at any time before a decision or amendment.

Rule 20. After a motion is made and seconded it shall be stated by the Speaker, or, being in writing, shall be handed to the chair and read aloud by the Clerk before debate.

Rule 21. Every motion shall be reduced to writing if the Speaker or any member desire it.

ORDER OF MOTIONS IN DEBATE.

Rule 22. When a question is under debate no motion shall be received, but

1. To fix the time to which the House shall adjourn.
2. Adjourn.
3. To lay on the table.
4. For the previous question.
5. to postpone to a day certain.
6. To commit.
7. To amend.
8. To postpone indefinitely.

Which several motions shall have precedence in the order in which they are arranged; and no motion to postpone to a day certain, to commit or postpone indefinitely being decided, shall again be allowed on the same day and at the same stage of the bill or proposition.

MOTION TO ADJOURN.

Rule 23. A motion to adjourn shall always be in order except during roll call or pending a motion to fix the time to which the House shall adjourn, and shall be decided without debate.

Rule 24. The previous question being moved and seconded, the question from the Chair shall be, "Shall the main question be now put?" If the majority of all the members elected to the House vote in the negative the main question shall not then be put, but a majority of all the members elected may order the previous question at any time. The effect of the previous question shall be to bring the House to a direct vote on amendments proposed by the Committee, if any; then on such amendments as are provided for in Rule 38; and then upon the main question. The ordering of the previous question shall put an end to all debate except as follows: Before the vote on an amendment, the proposer of the amendment

shall have five minutes, and then the proposer of the measure sought to be amended shall have five minutes; and before the vote upon the main question, the opponents of the measure shall have ten minutes and then the proposer of the measure shall have ten minutes to close the debate. When a measure or an amendment has been proposed by a committee, then the time given to the proposer shall be at the disposal of the chairman of the committee.

Division on Questions.

Rule 25. Any member may call for a division on the question when the sense will admit it.

Commitment of Motion.

Rule 26. Motions and reports may be committed at the pleasure of the House. (See Rule 17, ante.)

Amendments.

Rule 27. No motions or propositions on a subject different from that under consideration shall be admitted under color of amendment.

Elections.

Rule 28. In all cases of elections there shall be a previous nomination before the House.

Petitions, Memorials, Etc.

Rule 29. Petitions, memorials and other papers, addressed to the House, may be presented by any member in his place; and in such case he shall briefly state the contents of said petitions, memorials or other papers, and which may be received, read and referred on the same day, by agreement of the House.

Calls of Yeas and Nays.

Rule 30. Upon a call of the yeas and nays on any question, the names of the members shall be called alphabetically, which shall be made at any time when a division or a count may be had, and upon the completion of any roll call the Speaker shall, upon the request of any member, order the Clerk to call the absentees once.

Call of the House.

Rule 31. On a call of the House the door shall not be shut against a member until his name is called twice and then absentees shall be noted by the Clerk and fined one dollar, unless excused by the House.

Voting.

Rule 32. No member shall vote on any question in which he is directly or indirectly interested, or on any question unless he was in the bar of the House before the result was announced.

Rule 33. Every member in the House, when a question is put, or present before the result is announced, shall vote unless excused by the House; and all motions to excuse a member from voting shall be made before the House divides or before the call of the yeas and nays is commenced; and the motion or question to excuse a member shall be decided without debate, and in no event shall any member be excused from voting on a motion to excuse another member from voting. But this rule shall not apply to the Speaker, whose name shall not be called except upon his own request, and then only at the end of the roll call, and before the result is announced, but in all cases of a tie the Speaker shall vote.

Rule 34. Before a vote shall be counted, the member casting it shall be either at his seat or visibly approaching it.

ORDER OF BUSINESS.

Rule 35. The order of business of each day shall be as follows:

1. Invocation.
2. Roll call.
3. Reading of the Journal of preceding day and correction of any errors that may be found to exist therein.
4. Petitions.
5. Motions and resolutions which shall not include joint resolutions, limited to one hour.
6. Introduction of bills.
7. Reports of special and standing committees in the order as contained in Rule 43.
8. The orders of the day, which shall be called at twelve o'clock each day.
9. Any business which did not belong to the order of the day and which remains unfinished upon the adjournment of the House, or upon the call of the standing orders of the day, shall be the first business in order each day, upon the convening of the House. Any business which belongs to the standing orders of the day, which remains unfinished upon the adjournment of the House, shall be the first business when the orders of the day are resumed.

Rule 36. The word "Bill" whenever and wherever used in these rules shall include joint resolutions.

INTRODUCTION OF BILLS.

Rule 37. Subdivision 1. On each day after the fifth order above named in Rule 35, there shall be a call of the counties and representative districts for the introduction of bills and joint resolutions, which shall be privileged and take precedence of all other business of the House; provided, that the orders of the day be called for precisely at 12 o'clock on each day; and, provided, further, that upon the call for the presentation of bills, in the event that every county shall not have

been called on the previous day the Clerk shall, on the next day, commence the call where he left off at the last call.

On the call of each county and representative district, the member from said county shall rise from his seat and addressing the chair send to the Clerk's desk a bill or bills or join resolution which he wishes to introduce, with the title thereof endorsed in a plain and legible hand, which bill or joint resolution shall be read by its title, and thereupon the Speaker shall order the same to be printed and refer the same to its appropriate committee for consideration and report, and from such order of reference by the Speaker the member introducing a bill may appeal to the House if he so desires. All bills shall be printed and distributed in the order in which they are introduced, and the usual number of copies of the same shall be printed for the use of the members of the Senate and House.

Subdivision 2. Upon the report of a bill or a joint resolution by any committee, the Clerk shall report the same in full, which shall be considered the first reading of the bill or joint resolution, and shall be so entered upon the Journal. Any standing or special committee may originate a bill and introduce the same, when it shall have its first reading and ordered to be printed.

Subdivision 3. The Clerk shall keep a register of all bills introduced in the House, or transmitted for concurrence from the Senate, in which shall be recorded, under appropriate heads, the progress of such bills from the date of their introduction to the time of their transmission, if House bills, to the Governor, or if Senate bills, their return to the Senate.

Subdivson 4. When a bill has had its first reading it shall be placed by the Clerk on a calendar to be kept by him, and said calendar shall be separate from the bills in the orders of the day. Each day when the House enters into the consideration of the orders of the day, the Clerk shall take up the calendar and give all bills therein their second reading, except such as have been placed there upon that day.

AMENDMENTS.

Rule 38. More than one amendment to any part or section of any proposition or bill shall not be offered at the same time nor entertained by the Speaker.

Each amendment originally pending shall be disposed of before another may be entertained to the same or any other part or section of the main proposition or bill.

All committee amendments shall be disposed of before any other amendment may be offered by a member or entertained by the Speaker.

Rule 39. When a bill has been read a second time, it shall be placed in the orders of the day or recommitted and when next reached in the House, it shall be ready for amendment, recommitment or debate, or to be read a third time and placed upon its passage. A bill may be recommitted at any time before its passage.

Rule 40. When a bill shall have been referred to any committee, it shall be the duty of the chairman of such committee to submit the bill to the consideration of his committee, and such committee shall make such amendments to said bill as it may deem proper, and report said bill to the House with such amendments. A majority of the members of a committee shall be present before a bill may be considered. No bill shall be considered or a report of same determined upon, except when a committee is in session. A committee in reporting a bill to the House shall make its report in writing, and such report shall be signed by a majority of such committee, but after said majority report has been made the minority may make its report, which shall also be in writing, and signed by the members of the committee making such report. Bills shall not be engrossed except by order of the House, and the style of every bill shall be: "Be it enacted by the General Assembly of the Commonwealth of Kentucky." Provided, however, that no committee shall hold or refuse to report a bill for an unreasonable time, and if same shall not be re-

ported in a reasonable time, the said bill may be called up by any member of the House and be considered in the same manner it would have been considered if it had been reported without expression of such committee. The House shall, at all times, be the judge of what shall constitute a reasonable or an unreasonable length of time under this provision.

Rule 41. When a bill passes it shall be certified by the Clerk, who, at the foot thereof, shall note the day on which it passed.

Rule 42. The standing rules of the House and the regular order of business shall not be suspended, amended or interrupted unless by a vote of a majority of the members elected.

Standing Committees.

Rule 43 The following shall be and constitute the standing committees of the House of Representatives, and each committee shall be composed of nine members, except the Committee on Rules, which shall consist of fifteen members, besides the Speaker:

Agriculture.
Appropriations.
Assignment of Committee Rooms.
Banks and Banking.
Bond Issues.
Compensation for Industrial Injuries.
Constitutional Amendments.
Corporate Institutions.
Commerce and Manufacturing.
Claims.
Classification of Cities and Towns.
Court of Appeals.
Circuit Courts.
Codes of Practice.
Criminal Law.

Charitable Institutions.
Cities of the Second and Third Class.
Cities of the Fourth Class.
Cities of the Fifth and Sixth Class.
Confederate Home.
Executive Affairs.
Education No. 1.
Education No. 2.
Enrollment.
Federal Relations.
Fish and Game.
Forestry.
Geological Survey.
Internal Improvements.
Immigration and Labor.
Insurance, Fire and Marine.
Insurance, Life and Accident.
Interurban and City Railways.
Judiciary.
Kentucky Statutes.
Law Enforcement.
Juvenile Courts and Children's Home.
Military Affairs.
Mines and Mining.
Municipalities.
Normal Schools.
Printing.
Public Library.
Public Offices.
Public Health.
Public Roads and Highways.
Public Ditches and Fences.
Public Bridges.
Public Utilities.
Public Warehouses and Granaries.
Public Monuments and Historical Records.

Pure Food.
Railroads.
Revenue and Taxation.
Retrenchment and Reform.
Redistricting, Legislative.
Redistricting, Congressional.
Redistricting, Judicial.
Rules.
State Capitol.
State Fair.
Suffrage and Elections.
Sinking Fund.
State Prison and House of Reform.
State University.
Tuberculosis.
Ways and Means.

And it shall not be competent for the House by vote or otherwise, to add any one to the membership of either of said committees; but a vacancy from any cause may be filled by appointment by the Speaker.

Rule 44. The Committee on Enrollment may report any time when not excluded by a privileged motion; provided, that when any committee shall have occupied the morning hour on two days, it shall not be in order for such committee to report further until other committees are called. And, provided, also, that no bill shall be reported by any committee which was introduced after said committee began its report.

Rule 45. It shall be the standing order of the day throughout the session for the House to resolve itself into a Committee of the Whole House on the state of the Commonwealth.

Rule 46. When a bill or other matter is committed to a Committee of the Whole House the question of going into the Committee of the Whole shall be first in the order of the day.

Rule 47. In Committee of the Whole House, bills shall be read and debated by sections, leaving the preamble and title to be last considered.

Rule 48. All amendments made to an original House bill or resolution in Committee of the Whole House shall be incorporated in the original and so reported.

Rule 49. All questions, whether in the committee or in the House, shall be disposed of in the order in which they are moved, except that in filling blanks the largest sum and the most remote day shall be put first.

Rule 50. The rules of the House shall be observed in committee when applicable, except the rule limiting the time of speaking.

Rule 51. All fines imposed on absentees shall be collected by the Sergeant-at-Arms and covered into the treasury.

Clerk's Duty

Rule 52. The Clerk or Assistant Clerk shall report all bills or resolutions to the Senate unless otherwise ordered by the House.

Rule 53. No member or other person shall remain by the Clerk's desk when the yeas and nays are being called.

Rule 54. All bills and joint resolutions originating in the Senate and reported to this House as passed therein, shall be read by their titles, when the Speaker shall refer them to appropriate committees.

Duties of the Enrolling Clerk.

Rule 55. The Enrolling Clerk of the House shall each day call upon the Clerk and when not engaged in enrolling bills, shall perform such duties as he may be direct, take charge of all House Bills as soon as they are reported back to the House and ready to be enrolled; keep an accurate account of and carefully preserve all of them; cause them with-

out delay to be plainly and legibly enrolled without blots, erasures or interlineations, and present the same when enrolled to the Committee on Enrollments, who shall immediately report them to the House for comparison, and the signature of the Speaker; and when signed by the Speaker of the House, the Enrolling Clerk shall deliver them at once to the Senate, or such committee as may be authorized to receive them in that body. All original House bills shall be returned by the Enrolling Clerk to the Clerk of the House at the time of the signing of the enrolled bills, and the Clerk of the House shall carefully preserve them.

Doorkeeper and Sergeant-at-Arms

Rule 56. The Chief Clerk or his assistant, the Doorkeeper, the Sergeant-at-Arms, and all employes under them, shall be in the House thirty minutes before the hour for the House to convene, and five minutes before the hour for the meeting of the House each day. The Doorkeeper and Sergeant-at-Arms shall see that the floor of the House is cleared of all persons, except those priviledged to remain. (See Rule 10.) And the Sergeant-at-Arms is empowered to deputize as many Assistant Sergeant-at-Arms as he may deem necessary to carry out the order of the Speaker under Rule 4 of these rules.

Motion to Reconsider.

Rule 57. A motion to reconsider any action of the House shall be in order if made in open session for a period of three days, Sundays included, from the time said vote was taken; but such motion shall not be in order after action has been had by the House in consequence of the decision proposed to be reconsidered, or after it has been sent to the Senate or Governor.

General Provisions.

Rule 58. On all questions not provided for in the foregoing rules, the House shall be governed by parliamentary

law or usage; provided, the author of any measure shall have five minutes' time in which to explain upon a motion to lay on the table.

Rule 59. Whenever any committee shall report to the House a bill with the expression of opinion that it should not pass, said bill shall not be entitled to a reading unless it is ordered by a vote of the Huose; and upon the question whether or not said bill shall be read, the report of the committee to the contrary notwithstanding, no debate shall be allowed, except that the originator of a bill, or any one indicated by him, shall have ten minutes in which to explain the bill; and any one member of the committee who favors the report of the committee may have a like time in which to explain the action of the committee, and then if said bill shall be ordered to a reading, it shall be read the first time in full and recommitted or placed in the calendar.

Rule 60. During the last fifteen days of the session, the Committee on Rules shall have the power at any time to call from the orders of the day any bill or resolution and propose the same to the House for consideration, and should the House decide by vote to consider it, it shall be submitted for passage. The committee shall be authorized to call from the other committees any bill or resolution in their hands and have them advanced to the reading to which the bills may be entiled. Provided, however, that for the first ten days thereof, the said committee shall in its discretion cause to be posted on day prior thereto, a list of bills and resolutions which are to be called, but said committee may withdraw from said list any bills or resolutions so posted, but shall not be permitted to substitute any other bill or resolution therefor.

Rule 61. If any bill, motion or resolution has been, by vote, carried or lost, and a motion is made to reconsider the vote by which the bill, motion or resolution was carried or lost, and said motion to reconsider is laid upon the table, then no further motion shall be entertained relative to the subject

matter carried by said bill, motion or resolution, unless by the unanimous consent of the House.

Rule 62. All pairs announced in the House shall be entered on the Journal.

Rule 63. When the roll is being called on any proposition and the hour of adjournment arrives, the time for adjournment shall be extended until said roll call has been completed and the result announced.

Rule 64. Five hundred copies of these rules shall be printed immediately for the use of the General Assembly.

And moved their adoption as a whole.

Mr. Duffy raised the point of order that the House is not yet organized and that until the standing committees have been appointed this House cannot consider the question of adopting the special rules.

The Speaker ruled that said point of order was not well taken.

Thereupon Messrs. Duffy and Nunnelly sent to the clerk's desk an appeal to the ruling of the Speaker, as follows, viz.:

A point of order is made that the House is not organized until after all standing committees have been appointed. The Speaker rules that the point is not well taken.

(Signed) H. C. DUFFY,
F. V. NUNNELLY.

Said appeal was disagreed to and the ruling of the Speaker was sustained by the House.

The yeas and nays being demanded thereon by Messrs. Duffy and Jeter were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. O. Evans	H. A. Pulliam
J. H. Baughman	J. E. Hadden	J. L. Richardson
C. W. Bennett	W. R. Haselwood	Arthur Saunders
Wm. H. Bornhorst	L. J. Jeter	A. W. Stamper
G. Givens Dixon	J. Will McFarlin	M. E. Vaughan
H. C. Duffy	E. B. Miller	
G. W. Eller	F. V. Nunnelly	—19

Those who voted in the negative were—

W. L. Agee	O. C. Gartin	Wm. J. Moore
T. H. Baker	T. H. Golden	E. D. Morris
A. J. Baldridge	H. C. Hawkins	Chas. A. Nelson
L. D. Bax	J. W. Howard	E. E. Palmore
W. B. Belknap	R. O. Huntsman	J. J. Patterson
Homer Beliles	Hector Johnson	G. L. Perryman
J. E. Bickett	J. Roy Johnson	V. H. Redwine
S. A. Blackburn	A. J. Jolly	J. F. Reed
W. M. Boling	D. C. Jones	J. E. Robbins
J. F. Bosworth	H. J. Kegley	C. W. Ryans
W. J. Brandenburg	T. H. King	G. W. Shadoan
J. G. Campbell	T. J. Knight	Lee L. Simons
R. J. Cain	John H. Lawson	W. M. Simpson
Sherman Chasteen	I. T. Layman	Geo. W. Smith
Lee Clark	Oscar Leibson	F. L. Strange
Sam Cole	Leon P. Lewis	H. Q. Thompson
F. W. Collings	Leroy Lewis	D. D. Thornberry
L. F. Coomes	Martin Light	W. S. Tinsley
J. L. Cushing	J. T. Linton	N. I. Toombs
B. F. Day	W. J. McMurry	J. Wood Vance
J. R. Dorman	R. D. McMurtry	C. D. Vincent
E. J. Doss	J. L. Manning	W. S. Wallen
G. L. Drury	J. W. Martin	E. C. Walker
Wm. M. Duncan	Harry Miller	W. D. Watkins
D. E. Edwards	G. W. Morgan	C. Westerfield
H. M. Fultz	J. L. Morgan	F. E. Wilson

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Mr. Drury moved that the vote by which the said appeal was disagreed to and the ruling of the Speaker was sustained by the House be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Strange moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Pullian offered the following amendment to the Rules as set out above, viz.:

"Amend Rule 60 by scratching out the word 'fifteen' and substituting the word 'ten'."

Said amendment was disagreed to.

The yeas and nays being demanded thereon by Messrs. Pulliam and Jeter, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. E. Hadden	F. V. Nunnelly
T. H. Baker	W. R. Haselwood	H. A. Pulliam
J. H. Baughman	L. J. Jeter	J. L. Richardson
C. W. Bennett	J. Roy Johnson	J. E. Robbins
Wm. H. Bornhorst	John H. Lawson	Arthur Saunders
G. Givens Dixon	Oscar Leibson	G. W. Shadoan
E. J. Doss	Leon P. Lewis	A. W. Stamper
H. C. Duffy	Martin Light	H. Q. Thompson
G. W. Eller	J. Will McFarlin	W. S. Tinsley
J. O. Evans	W. J. McMurry	N. I. Toombs
T. H. Golden	E. B. Miller	M. E. Vaughan

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Those who voted in the negative were—

W. L. Agee	S. A. Blackburn	J. G. Campbell
A. J. Baldridge	W. M. Boling	R. J. Cain
L. D. Bax	J. F. Bosworth	Sherman Chasteen
W. B. Belknap	W. J. Brandenburg	Lee Clark
Homer Beliles	W. B. Bush	Sam Cole
J. E. Bickett	Allen B. Cammack	F. W. Collings

L. F. Coomes	T. H. King	G. L. Perryman
J. L. Cushing	T. J. Knight	V. H. Redwine
B. F. Day	I. T. Layman	J. F. Reed
J. R. Dorman	Leroy Lewis	C. W. Ryans
G. L. Drury	J. T. Linton	Lee L. Simons
Wm. M. Duncan	R. D. McMurtry	W. M. Simpson
D. E. Edwards	J. L. Manning	Geo. W. Smith
H. M. Fultz	J. W. Martin	F. L. Strange
O. C. Gartin	Harry Miller	D. D. Thornberry
H. C. Hawkins	G. W. Morgan	J. Wood Vance
J. W. Howard	J. L. Morgan	C. D. Vincent
R. O. Huntsman	Wm. J. Moore	W. S. Wallen
Hector Johnson	E. D. Morris	E. C. Walker
A. J. Jolly	Chas. A. Nelson	W. D. Watkins
D. C. Jones	E. E. Palmore	C. Westerfield
H. J. Kegley	J. J. Patterson	F. E. Wilson

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Mr. Jeter offered the following amendment to said Rules, viz.:

"Amend by striking all of Rule 42 and substituting therefor the following:

" 'Rule 42. The Standing Rules of the House and the Regular Order of Business shall not be suspended, amended or interrupted unless by a vote of a majority of the members voting, a quorum being present, at least two-fifths of the House voting in the affirmative.' "

Said amendment was disagreed to.

Mr. Miller moved the previous question.

The Speaker announced "Shall the main question be now put?"

The vote being taken thereon, it was decided in the affirmative.

The Rules as hereinbefore set out were then adopted by the House.

The yeas and nays being demanded thereon by Messrs. Pulliam and Jeter, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. O. Evans	Wm. J. Moore
T. H. Baker	H. M. Fultz	E. D. Morris
A. J. Baldridge	O. C. Gartin	Chas. A. Nelson
L. D. Bax	T. H. Golden	E. E. Palmore
W. B. Belknap	J. E. Hadden	J. J. Patterson
Homer Beliles	W. R. Haselwood	G. L. Perryman
J. E. Bickett	H. C. Hawkins	V. H. Redwine
S. A. Blackburn	J. W. Howard	J. F. Reed
W. M. Boling	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	C. W. Ryans
W. J. Brandenburg	A. J. Jolly	G. W. Shadoan
W. B. Bush	D. C. Jones	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	Geo. W. Smith
R. J. Cain	T. J. Knight	A. W. Stamper
Sherman Chasteen	I. T. Layman	F. L. Strange
Lee Clark	Leon P. Lewis	H. Q. Thompson
Sam Cole	Leroy Lewis	D. D. Thornberry
F. W. Collings	Martin Light	W. S. Tinsley
L. F. Coomes	J. T. Linton	M. E. Vaughan
J. L. Cushing	J. Will McFarlin	C. D. Vincent
B. F. Day	R. D. McMurtry	W. S. Wallen
J. R. Dorman	J. L. Manning	E. C. Walker
E. J. Doss	J. W. Martin	W. D. Watkins
G. L. Drury	E. B. Miller	C. Westerfield
Wm. M. Duncan	Harry Miller	F. E. Wilson
D. E. Edwards	G. W. Morgan	
G. W. Eller	J. L. Morgan	

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Those who voted in the negative were—

W. B. Ardery	H. C. Duffy	F. V. Nunnelly
J. H. Baughman	J. Roy Johnson	H. A. Pulliam
C. W. Bennett	John H. Lawson	Arthur Saunders
Wm. H. Bornhorst	W. J. McMurry	N. I. Toombs

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The Speaker announced the following standing committees of the House, viz.:

I hereby appoint the following standing committees of the House of Representatives:

Agriculture—E. B. Miller, Chairman; Samuel Cole, J. F. Linton, C. A. Nelson, J. H. Baughman, D. D. Thornberry, R D. McMurtry, F. E. Wilson, G. L. Perryman.

Appropriations—C. A. Nelson, Chairman; W. M. Duncan, W. B. Ardery, Lee L. Simons, J. H. Baughman, E. J. Doss, Leroy Lewis, J. L. Morgan, J. G. Campbell.

Assignment of Committee Rooms—W. R. Hazelwood, Crairman; G. G. Dixon, J. J. Patterson, T. H. King, T. H. Golden, A. J. Baldridge, J. R. Johnson, Leroy Lewis.

Banks and Banking—V. H. Redwine, Chairman; E. J. Doss, J. E. Robbins, Lester Jeter, J. H. Baughman, J. O. Evans, F. E. Wilson, W. L. Agee, J. L. Manning.

Bond Issues—J. W. Howard, Chairman; Lee Clerk A. J. Jolly, Lee L. Simons, Harry B. Miller, Henry J. Kegley, D. C. Jones, R. O. Huntsman, Joseph F. Bosworth.

Compensation for Industrial Injuries—W. M. Simpson, Chairman; G. L. Drury, W. R. Hazelwood, E. D. Morris, T. J. Knight, Martin Light, D. C. Jones, J. G. Campbell, R. J. Cain.

Constitutional Amendments—Leon P. Lewis, Chairman; J. E. Hedden, J. E. Robbins, J. F. Cushing, W. J. Brandenburg, F. V. Nunnelly, J. L. Richardson, Oscar Leibson, J. W. Lawson.

Corporate Institutions—D. E. Edwards, Chairman; L. F. Coombs, J. E. Bickett, T. H. Golden, W. B. Bush, F. W. Collins, Oscar Leibson, Leroy Lewis, Otto C. Gartin.

Commerce and Manufacture—J. J. Patterson, Chairman; W. M. Boling, G. W. Smith, F. L. Strange, E. C. Walker, W. D. Watkins, G. W. Morgan, Sherman Chasteen, C. D. Vincent.

Claims—W. J. McMurray, Chairman; Amos Stamper, T. H. King, Henry J. Kegley, M. E. Vaughan, H. Q. Thompson, J. Roy Johnson, G. W. Shadoan.

Classification of Cities and Towns—Wm. Bornhorst, Chairman; J. F. Reed, J. O. Evans, C. W. Bennett, B. F. Day, E. J. Doss, Otto C. Gartin, J. L. Manning, J. W. Lawson.

Court of Appeals—G. L. Drury, Chairman; J. E. Robbins, Clarence Westerfield, J. Wood Vance, Samuel Cole, N. I. Toombs, Oscar Leibson, H. M. Fultz, J. W. Lawson.

Circuit Courts—C. W. Bennett, Chairman; H. C. Duffy, Lee L. Simons, H. A. Pulliam, J. J. Patterson, Lester Jeter, Otto C. Gartin, W. S. Tinsley, Oscar Leibson.

County and City Courts—J. T. Cushing, Chairman; Samuel Cole, H. A. Pulliam, A. J. Jolly, J. W. Martin, E. G. Dixon, J. L. Richardson, T. H. Baker, Hector Johnson.

Codes of Practice—Allen B. Cammack, Chairman; C. E. Edwards, H. C. Hawkins, E. B. Miller, J. E. Hedden, B. F. Day, Otto C. Gartin, Hector Johnson, Oscar Leibson.

Criminal Law—Samuel Cole, Chairman; Allen B. Cammack, J. T. Cushing, Wm. Duncan, Charles A. Nelson, J. Wood Vance, John W. Lawson, D. C. Jones, J. G. Campbell.

Charitable Institutions—E. C. Walker, Chairman; S. A. Blackburn, Lee L. Simons, W. D. Watkins, W. J. McMurray, J. T. Linton, G. L. Perryman, J. L. Richardson, E. E. Palmore.

Cities of the Second and Third Class—D. D. Thornberry, Chairman; J. T. Cushing, Harry B. Miller, Wm. Bornhorst, F. L. Strange, H. A. Pulliam, Joseph F. Bosworth, Otto C. Gartin, H. Q. Thompson.

Cities of the Fourth Class—W. B. Ardery, Chairman; Wm. Duncan, A. J. Jolly, F. V. Nunnelly, E. J. Doss, Lester Jeter, J. L. Morgan, J. L. Manning, G. W. Shadoan.

Cities of the Fifth and Sixth Class—T. J. Knight, Chairman; J. W. McFarlin, Arthur Sanders, W. B. Belknap, W. R. Hazelwood, J. O. Evans, E. E. Palmore, T. H. Baker, A. J. Baldridge.

Confederate Home—B. F. Day, Chairman; Henry J. Kegley, W. M. Simpson, T. H. Golden, W. B. Belknap, J. T. Linton, R. O. Huntsman, J. G. Campbell, J. L. Richardson.

Executive Affairs—F. V. Nunnelly, Chairman; Arthur Sanders, C. E. Edwards, I. T. Layman, H. C. Hawkins, Martin Light, H. M. Fultz, Leroy Lewis, Sherman Chasteen.

Education No. 1—Lester Jeter, Chairman; Leon P. Lewis, T. H. King, George W. Smith, James Linton, J. W. Howard, R. D. McMurtry, C. D. Vincent, W. S. Tinsley.

Education No. 2—Marshall E. Vaughan, Chairman; A. J. Jolly, A. W. Martin, J. W. Vance, D. D. Thornberry, T. J. Knight, E. E. Palmore, Sherman Chasteen, R. O. Huntsman.

Enrollment—T. H. Golden, Chairman; J. T. Linton, F. W. Collins, Allen B. Cammack, J. E. Hedden, E. J. Doss, Leroy Lewis, R. D. McMurtry, W. L. Agee.

Federal Relations—T. H. King, Chairman; W. J. Brandenburg, Lester Jeter, J. E. Hedden, I. T. Layman, W. J. McMurray, G. W. Shadoan, G. L. Perryman, G. W. Eller.

Fish and Game—N. I. Toombs, Chairman; J. Wood Vance, D. D. Thornberry, E. D. Morris, W. M. Boling, H. C. Duffy, R. J. Cain, J. L. Morgan, J. G. Campbell.

Forestry—J. E. Hedden, Chairman; J. F. Reed, W. B. Bush, Amos Stamper, Henry J. Kegley, E. D. Morris, D. C. Jones, J. L. Morgan, J. L. Manning.

Geological Survey—J. Wood Vance, Chairman; W. S. Wallin, Clarence Westerfield, W. B. Bush, C. W. Bennett, Wm. Bornhorst, C. D. Vincent, Homes Beliles, J. L. Morgan.

Internal Improvements—J. W. McFarlin, Crairman; G. W. Smith, Arthur Sanders, Martin Light, H. A. Pulliam, B. F. Day, H. Q. Thompson, W. S. Tinsley, C. D. Vincent.

Immigration and Labor—J. E. Bickett, Chairman; E. C. Walker, W. M. Boling, W. S. Wallin, N. I. Toombs, Wm. Bornhorst, D. C. Jones, R. J. Cain, J. G. Campbell.

Insurance—Fire and Marine—J. H. Baughman, Chairman; W. S. Wallin, Harry B. Miller, S. A. Blackburn, D. D. Thornberry, L. D. Bax, Hector Johnson, G. W. Eller, Joseph F. Bosworth.

Insurance—Life and Accident—J. W. Martin, Chairman; L. D. Bax, J. H. Baughman, L. F. Coombs, G. G. Dixon, Lee Clark, J. L. Manning, A. J. Baldridge, T. H. Baker.

Interurban and City Railways—S. A. Blackburn, Chairman; Harry B. Miller, W. D. Watkins, W. B. Belknap, J. R. Dorman, Clarence Westerfield, Oscar Leibson, Sherman Chasteen, J. Roy Johnson.

Judiciary—J. E. Robbins, Chairman; J. W. Howard, Allen B. Cammack, J. W. Vance, J. T. Cushing, W. B. Ardery, W. J. Moore, John W. Lawson, G. W. Morgan.

Kentucky Statutes—Harry B. Miller, Chairman; A. J. Jolly, W. S. Wallin, S. A. Blackburn, J. F. Reed, J. E. Bickett, Joseph F. Bosworth, C. W. Ryans, R. O. Huntsman.

Juvenile Courts and Children's Home—H. C. Hawkins, Chairman; A. J. Jolly, Clarence Westerfield, Samuel Cole, G. W. Smith, I. T. Layman, J. L. Richardson, G. W. Morgan, A. J. Baldridge.

Law Enforcement—H. A. Pulliam, Chairman; J. H. Baughman, L. J. Jeter, D. D. Thornberry, E. B. Miller, J. E. Robbins, G. W. Shadoan, F. E. Wilson, W. J. Brandenburg.

Military Affairs—L. F. Coombs, Chairman; G. G. Dixon, E. C. Walker, S. A. Blackburn, J. W. Howard, H. A. Pulliam, Homer Beliles, G. W. Morgan, T. H. Baker.

Mines and Mining—J. F. Reed, Chairman; V. H. Redwine, N. I. Toombs, G. W. Smith, W. J. Brandenburg, Lee L. Simons, D. C. Jones, J. L. Morgan, J. G. Campbell.

Municipalities—L. D. Bax, Chairman; Leon P. Lewis, T. J. Knight, J. W. McFarlin; J. M. Martin, Lee Clark, J. L. Richardson, Chas. W. Ryan.

Public Utilities—G. G. Dixon, Chairman; L. D. Bax, S. A. Blackburn, W. M. Boling, A. J. Jolly, F. E. Wilson, R. O. Huntsman, G. L. Perryman, M. E. Vaughan.

Public Warehouses and Granaries—Amos Stamper, Chairman; F. W. Collins, J. O. Evans, J. E. Hedden, I. T. Layman, J. T. Linton, Leroy Lewis, C. D. Vincent, W. S. Tinsley.

Public Monuments and Memorials—Arthur Sanders, Chairman; C. W. Bennett, B. F. Day, C. E. Edwards, H. C. Hawkins, I. T. Layman, Homer Beliles, W. L. Agee, W. J. Moore.

Pure Food—F. W. Collings, Chairman; J. E. Bickett, W. R. Hazelwood, T. H. King, E. B. Miller, J. W. Martin, E. E. Palmore, H. M. Fultz, G. W. Eller.

Redistricting—Judicial—W. J. Brandenburg, Chairman; Arthur Sanders, N. I. Toombs, V. H. Redwine, J. E. Bickett, L. F. Coombs, W. J. Moore, D. C. Jones, J. W. Lawson.

Redistricting—Legislative—H. C. Duffy, Chairman; J. W. Howard, C. E. Edwards, J. O. Evans, Henry J. Kegley, W. J. McMurray, A. J. Baldridge, T. H. Baker, H. Q. Thompson.

Redistricting — Congressional — Clarence Westerfield, Chairman; Leon P. Lewis, T. J. Knight, Amos Stamper, T. H. Golden, J. R. Dorman, R. D. McMurtry, Sherman Chasteen, G. L. Perryman.

Normal Schools—Lee Clark, Chairman; Frank L. Strange, M. E. Vaughan, V. H. Redwine, W. S. Wallin, T. J. Knight, J. R. Johnson, F. E. Wilson, Homer Beliles.

Printing—Martin Light, Chairman; W. M. Simpson, J. E. Robbins, H. V. Nunnelly, T. H. King, Leon P. Lewis, H. Q. Thompson, W. S. Tinsley, T. H. Baker.

Public Libraries—W. B. Bush, Chairman; E. B. Miller, H. C. Duffy, Lee Clark, C. W. Bennett, Amos Stamper, Leroy Lewis, G. W. Eller, H. M. Fultz.

Public Offices—E. J. Doss, Chairman; J. J. Patterson, W. B. Bush, Wm. Duncan, M. E. Vaughan, W. M. Simpson, W. L. Agee, J. R. Johnson, C. W. Ryans.

Public Health—W. M. Boling, Charmain; G. L. Drury, H. C. Duffy, I. T. Layman, F. W. Collings, V. H. Redwine, E. E. Palmore, H. M. Fultz, R. J. Cain.

Public Roads and Highways—Frank L. Strange, Chairman; W. B. Bush, Samuel Cole, V. H. Redwine, A. J. Jolly, J. E. Robbins, Otto C. Gartin, H. M. Fultz, D. C. Jones.

Public Ditches and Fences—George W. Smith, Chairman; J. J. Patterson, H. C. Hawkins, J. W. McFarlin, W. J. McMurray, E. B. Miller, J. R. Johnson, C. D. Vincent, G. W. Morgan.

Public Bridges—Wm. Duncan, Chairman; Wm. Bornhorst, W. D. Watkins, D. D. Thornberry, W. M. Simpson, F. W. Collins, R. D. McMurtry, Hector Johnson, G. W. Eller.

Railroads—J. R. Dorman, Chairman; G. L. Drury, W. M. Boling, C. A. Nelson, L. F. Coombs, Harry B. Miller, J. L. Morgan, R. J. Cain, D. C. Jones.

Revenue and Taxation—W. S. Wallin, Chairman; Harry B. Miller, D. D. Thornberry, L. D. Bax, C. A. Nelson, G. L. Drury, D. C. Jones, R. O. Huntsman, H. M. Fultz.

Retrenchment and Reform—Henry J. Kegley, Chairman; F. V. Nunnelly, J. R. Dorman, J. E. Robbins, J. J. Patterson, T. H. King, G. W. Shadoan, H. Q. Thompson, W. J. Moore.

State University—W. B. Belknap, Chairman; Samuel Cole, Allen B. Cammack, J. F. Reed, J. T. Cushing, J. W. Howard, W. J. Moore, F. E. Wilson, C. W. Ryans.

State Capitol—J. F. Linton, Chairman; E. C. Walker, Wm. Duncan, Lee Clark, W. M. Simpson, T. H. Golden, W. S. Tinsley, Hector Johnson, W. L. Agee.

State Fair—W. D. Watkins, Chairman; Wm. Duncan, W. B. Ardery, E. D. Morris, J. H. Baughman, W. B. Bush, Frank L. Strange, G. L. Perryman, C. W. Ryans.

Suffrage and Elections—Lee L. Simons, Chairman; J. E. Robbins, Leon P. Lewis, Samuel Cole, L. D. Bax, J .W. Howard, J. L. Richardson, G. W. Eller, J. F. Bosworth.

Sinking Fund—E. D. Morris, Chiarman; W. B. Belknap, C. E. Edwards, J. W. Martin, Allen B. Cammack, George W. Smith, Sherman Chasteen, Homer Beliles, R. J. Cain.

State Prisons and Houses of Reform—A. J. Jolly, Chairman; V. H. Redwnie, Clarence Westerfiled, J. W. McFarland, W. B. Ardery, J. T. Knight, G. W. Morgan, Homer Beliles, F. E. Wilson.

Tuberculosis—I. T. Layman, Chairman; E. D. Morris, S. A. Blackburn, W. J. McMurray, W. R. Hazelwood, Lee Clark, E. E. Palmore, H. M: Fultz, R. D. McMurtry.

Ways and Means—J. O. Evans, Chairman; J. E. Bickett, G. G. Dixon, H. C. Duffy, Henry J. Kegley, J. F. Linton, J. R. Johnson, R. D. McMurtry, G. W. Morgan.

SAMUEL W. ADAMS, Speaker.

Mr. Drury moved that today be the first day for the introduction of bills, and that each member be permitted to introduce only one bill.

Said motion was agreed to.

Upon the call of counties and representative districts, bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Huntsman:

H. B. 1. An act to amend and re-enact section 4148 Kentucky Statutes (Carroll's edition, 1915), being section number 20 of article 8, chapter 108, under Revenue and Taxation.

To Committee on Revenue and Taxation.

By Mr. Duncan:

H. B. 2. An act to amend section 1, chapter 90, of the Acts of 1922, so as to increase the excise tax on the retail sale of gasoline from one cent per gallon to three cents per gallon.

To Committee on Revenue and Taxation.

By Mr. Vance:

H. B. 3. An act to change and fix time of terms of courts in the Tenth Judicial District.

To Committee on Circuit Courts.

By Mr. Knight:

H. B. 4. An act to amend chapter 17 of Acts of 1920, entitled "An act relating to roads and bridges."

To Committee on Public Roads and Highways.

By Mr. Bosworth:

H. B. 5. An act to provide for the construction of sewers in cities of the third class and to provide for the payment for same and repeal sub-section 8 of section 3289, Kentucky Statutes, relating thereto.

To Committee on Cities of the Second and Third Class.

By Mr. Thompson:

H. B. 6. An act providing for vacation for county judge.

To Committee on County and City Courts.

By Mr. Evans:

H. B. 7. An act authorizing the Clark County Construction Company, a corporation, created and existing under the laws of Kentucky, to sue the State of Kentucky, and the State Highway Commission of the State of Kentucky.

To Committee on Public Roads and Highways.

By Mr. Moore:

H. B. 8. An act to amend section 965, Carroll's Kentucky Statutes, changing the time of holding the regular terms of circuit court in the Twenty-seventh Judicial District.

To Committee on Circuit Courts.

By Mr. Westerfield:

H. B. 9. An act to amend article 4 of chapter 89, Carroll's 1922 edition, Kentucky Statutes, and to create a pension fund for disabled policemen and firemen in cities of the third class.

To Committee on Cities of Second and Third Class.

By Mr. Thornberry:

H. B. 10. An act relating to revenue and taxation.

To Committee on Revenue and Taxation.

By Mr. Redwine:

H. B. 11. An act to require the study of the Bible in common schools, etc.

To Committee on Education No. 1.

By Mr. Miller:

H. B. 12. An act providing for additional supervision and regulation of the transportation of persons, for compensation, over public highways by motor propelled vehicles; defining automobile transportation companies; providing for additional supervision and regulation thereof by the State Highway Commission or its successors; providing for the assessment and collection of fees and taxes thereon, and providing for the enforcement of the provisions of this act and punishment for violations thereof.

To Committee on Kentucky Statutes.

By Mr. Cole:

H. B. 13. An act relating to revenue and taxation, repealing an act approved March 29, 1918, being chapter 122 of Session Acts, and also known as sections 4223-c1, 4423-c2, 4223-c3, 4223-c4, 4223-c5, 4223-c6, 4223-c7, 4223-c8, 4223-c9, Vol. 3, of Carroll's 1915 Kentucky Statutes and re-enacting same with certain amendments; fixing the annual tax rate on such oil and gas leases and rights as are either non-producing or under which crude oil is produced, together with all wells thereon and tools, equipment, material and property of every kind used or intended to be used in the development or operation of such wells, leases or rights, subject to taxation, fixing the date of assessment; prescribing by whom the tax shall be paid; limiting the local rate of ad valorem taxes on such property; providing for the distribution of the fund derived from such taxation; providing for the assessment, equalization and collection of the tax.

To Committee on Revenue and Taxation.

By Mr. Wallen:

H. B. 14. An act to repeal sections 2711a-128, Kentucky Statutes; to create and make appropriation for the armory fund; to create the Armory Commission and define its powers.

To Committee on Military Affairs.

By Mr. McMurray:

H. B. 15. An act to regulate the sale of liquid mixtures, decoctions, extracts and patent medicines containing alcohol, and making a penalty for the violation thereof.

To Committee on Public Health.

By Mr. Layman:

H. B. 16. An act to amend section 506, Kentucky Stat-

utes, 1922 edition, which relates to conveyances of real and personal estate.

To Committee on Kentucky Statutes.

By Mr. Nelson:

H. B. 17. An act relating to revenue and taxation.

To Committee on Revenue and Taxaton.

By Mr. Duffy:

H. B. 18. An act to create a Board of Chiropractic Examiners and to regulate the practice of chiropractic and to provide penalties for violation of this act and to prohibit the practice of any other mode or system under the name of chiropractic.

To Committee on Public Health.

By Mr. Cammack:

H. B. 19. An act to repeal section 1 of chapter 221, entitled "An act relating to courts of justice" and their jurisdiction.

To Committee on Judiciary.

By Mr. Watkins:

H. B. 20. An act relating to fiscal courts composed of county judge and county commissioners, amending and reenacting section 1850 and sub-section 6 of section 1851b, Kentucky Statutes, Carroll's edition, 1922.

To Committee on Municipalities.

By Mr. Bax:

H. B. 21. An act relating to county patrols, their appointment, qualification, duties, compensation and removal in counties having cities of the first class, and amending, repeal-

ing and re-enacting sections 3780, 3783 and 3784, Kentucky Statutes, Carroll's edition, 1922.

To Committee on Municipalities.

By Mr. Lewis:

H. B. 22. An act relating to the inspection of oils and fluids, and repealing sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216 and 2217, Kentucky Statutes, Carroll's edition, 1915.

To Committee on Kentucky Statutes.

By Mr. Coomes:

H. B. 23. An act relating to motor vehicles, repealing chapter 49 of the Acts of the General Assembly of 1922, and amending and re-enacting section 2739G-, Kentucky Statutes, Carroll's edition, 1922.

To Committee on Municipalities.

By Mr. Dorman:

H. B. 24. An act to authorize and confirm the sale by the Kentucky State Board of Agriculture to the Ford Motor Company, incorporated, of 23.81 acres of land, more or less, in Jefferson county, Kentucky; and to provide for the purchase by the Kentucky State Board of Agriculture of 26.17 acres of land, more or less, for State Fair purposes, out of the proceeds of the sale to the Ford Motor Company, and to authorize the said board to dispose of any portion of the 26.17 acres of land, more or less, as in their discretion is not suited for State Fair purposes and to provide for the application of the proceeds of said sale to the payment of outstanding bonds of the board.

To Committee on State Fair.

By Mr. Cushing:

H. B. 25. An act granting to the county health board

and authorities power to appoint an Inspector of Plumbing in each county in this state, defining the duty of said office, providing for the compensation of the incumbent thereof, and fixing a penalty for the violation of any of the provisions of this act.

To Committee on Public Health.

By Mr. Reed:

H. B. 26. An act to amend subdivision 1, section 965, of Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the Thirty-sixth Judicial District of Kentucky, in the counties of Wolfe, Morgan and Magoffin, and declaring an emergency.

To Committee on Circuit Courts.

By Mr. Martin:

H. B. 27. An act to amend section 4 of chapter 43 of the Acts of the General Assembly of 1920. To amend the compulsory school attendance law.

To Committee on Education No. 2.

By Mr. Campbell:

H. B. 28. An act to amend and re-enact sections 2740 and 2741 of article 1, chapter 89, Kentucky Statutes, Carroll's edition of 1922, relating to the classification of cities and towns.

To Committee on Classification of Cities and Towns.

By Mr. Jeter:

H. B. 29. An act to amend section 246 of the Constitution of the Commonwealth of Kentucky, relating to salaries of officers.

To Committee on Constitutional Amendments.

By Mr. Linton:

H. B. 30. An act to amend and re-enact sections 4143 and 4138 of the Kentucky Statutes, Carroll's edition, 1922, relating to revenue and taxation, and changing the time for the collection of taxes.

To Committee on Revenue and Taxation.

By Mr. Smith:

H. B. 31. An act to amend and re-enact chapter 42A, section 1599A, subsection 8 and subsection 1 of subsection 8A of Carroll's Kentucky Statutes, 1915 edition, entitled: "An act to repeal and re-enact an act entitled, an act to establish a State Board of Embalming, defining the duties thereof, to provide for the better protection of life and health, and to prevent the spread of contagious diseases; to regulate the practice of embalming and undertaking in connection wth the care and disposition of the dead, and to provide a penalty for the violation thereof.

To Committee on Public Health.

By Mr. Vaughan:

H. B. 32. An act to amend and re-enact section 9038e-1 and 9038e-2 of article 12 of chapter 34 of the Acts of the session of the General Assembly of 1920, relating to county hospitals in counties and cities of the second and third class.

To Committee on Cities of Fourth Class.

By Mr. Pulliam:

H. B. 33. An act to require all steam railroad companies operating steam locomotives on its railroads through or in the state of Kentucky to provide and equip each and every locomotive engine so operated over its road or roads in this state with an automotic foot or power fire box doors, which

shall be operated by steam, compressed air, electricity or foot power as deemed best and most efficient, and providing penalties for violations thereof.

To Committee on Railroads.

By Mr. Edwards:

H. B. 34. An act to amend section 51, chapter 74 of an act of the General Assembly of the Commonwealth of Kentucky entitled: "An Act defining public roads; providing for their establishment, regulation, use and maintenance; and creating the office of County Road Engineer, and prescribing the duties thereof," approved March 23, 1914, being chapter 74, Session Acts of the legislature of Kentucky, 1914, and also being section 4337 of the Kentucky Statutes, 1922, Carroll's Edition.

To Committee on Public Roads and Highways.

By Mr. Boling:

H. B. 35. An act relating to the State Board of Health.

To Committee on Public Health.

By Mr. Day:

H. B. 36. An act to abolish the office of Oil Inspector.

To Committee on County and City Courts.

By Mr. Howard:

H. B. 37. An act to provide for the execution and sale of seventy-five million dollars ($75,000,000) of bonds of the Commonwealth, fixing the time when they shall be sold and the use of the proceeds thereof, and providing for the payment of the principal and interest upon said bonds to the end that they may be extinguished within thirty years, and providing for the submission of this act to the voters at the general election to be held on November 4, 1924.

To Committee on Bond Issue.

By Mr. Belknap:

H. B. 38. An act establishing the road leading from La-Grange by way of Buckner, Pewee Valley and O'Bannon to Anchorage and thence following the Federal primary project to Middletown where is connects with the state primary route No. 17, and making the same a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. 19½.

To Committee on Public Roads and Highways.

By Mr. Bush:

H. B. 39. An act establishing as a part of the primary system of state highways a road from Beattyville, Lee county, via Zachariah to Pine Ridge, Wolfe county, and there intersecting the state primary road from Stanton to Campton and designating said road as project No. 31a.

To Committee on Public Roads and Highways.

By Mr. Shadoan:

H. B. 40. An act to amend section 203 of the Code of Practice in criminal cases.

To Committee on Codes of Practice.

By Mr. McFarlin:

H. B. 41. An act relating to pensions for indigent or disabled confederate soldiers, amending section 1 of chapter 121, Acts General Assembly, section 23 of chapter 35, Acts of General Assembly of 1914, both acts relating to the same subject.

To Committee on Confederate Home.

By Mr. Strange:

H. B. 42. An act providing that whoever furnishes work

or labor, material or supplies, fixtures or machinery or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of such leasehold, shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, materials or supplies, fixtures or machinery, or other thing of value, and providing method for the enforcement of such lien.

To Committee on Public Roads and Highways:

By Mr. Manning:

H. B. 43. An act to amend, extend, revise and re-enact section 971 of Carroll's 1915 edition of the Kentucky Statutes, relating to special judges of circuit courts.

To Committee on Circuit Courts.

By Mr. Brandenburg:

H. B. 44. An act to repeal subsection 22 of section 415b, chapter 22b, Carroll's Kentucky Statutes, and to amend subsections 5, 6, 9 and 15 of section 415b of said statutes.

To Committee on Kentucky Statutes.

Mr. Strange moved that when this House adjourn today it be to meet Monday, January 21, at one o'clock p. m.

Said motion was agreed to.

Mr. Miller moved that this House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

MONDAY, JANUARY 21, 1924.

The House was opened with prayer by the Reverend Father E. G. Klosterman of the Roman Catholic Church of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Bosworth moved that a leave of absence be granted to Mr. Richardson for a day.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed a concurrent resolution of the following title, viz.:

Concurrent Resolution No. 2. Resolution to provide for ten copies each of the Statutes and Codes of Kentucky for the use of the House of Representativess and five copies each for the use of the Senate of Kentucky, and providing for the payment of same.

Said resolution is as follows, viz.:

Whereas, it is necessary to expedite the business of the General Assembly of Kentucky, that the members thereof have free access to the Statutes and Codes of the Commonwealth for their use and benefit during the present session of the General Assembly; therefore,

Be it resolved by the Senate, the House concurring therein:

That the State Librarian, be and she is hereby instructed to procure ten copies each of the 1922 Statutes and Codes of the Commonwealth of Kentucky and deliver the same to the Speaker of the House of Representatives for the use and benefit of said members and five copies each of said Statutes and said Codes to be delivered to the President of the Senate for the use and benefit of the members of the Senate, and the said Librarian shall present the bill for same to the Auditor of Public Accounts, who is hereby directed to draw the warrant of said Auditor for the payment of same upon the Treasury of the Commonwealth of Kentucky, same to be charged to the contingent fund of the Senate. Said copies of the Statutes and Code, at the end of the present session, to be returned to the said State Librarian and be the property of the Commonwealth of Kentucky.

Mr. Strange moved that the rules be suspended and that said resolution be taken up for consideration.

Said motion was agreed to.

Said resolution was adopted.

Mr. Nelson moved that an indefinite extension of time be granted to the State Budget Commission in which to make its biennial report to the House of Representatives.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed a concurrent resolution of the following title, viz.:

S. Res. 2. Concurrent resolution providing for necessary help for the Senate and the House.

Ordered that said resolution be referred to Committee on Rules.

Mr. Strange offered the following concurrent resolution, viz.:

Concurrent resolution providing for a joint session of the General Assembly of Kentucky for the purpose of the election of a State Librarian.

Be it resolved by the House of Representatives, the Senate concurring therein:

That a Joint Assembly of the House and Senate be held in the House Chamber on Wednesday, January 23, 1924, at eleven o'clock a. m. for the purpose of the election of a State Librarian as provided for by the Kentucky Statutes.

Said resolution was adopted.

Mr. Jeter offered the following resolution, viz.:

Whereas, the advocates of the seventy-five million dollar bond issue have been heard in joint session and,

Whereas, there are advocates of other means of rehabilitating the physical properties of the State whose views may be of benefit to the Legislature.

Be it resolved that a joint session of the House and Senate be called at one-thirty o'clock p. m. Tuesday, January 29, 1924, to hear the advocates of such other plans of financing the construction of roads and equipping properly other State properties and furthermore that Senators McElroy and Kinnard and Representative Vaughan be appointed a committee to invite said advocates to said joint session.

Said resolution was adopted.

The yeas and nays being required thereon by Messrs. Jeter and Perryman were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman

Leon P. Lewis	F. V. Nunnelly	F. L. Strange
Leroy Lewis	E. E. Palmore	D. D. Thornberry
Martin Light	J. J. Patterson	W. S. Tinsley
J. Will McFarlin	G. L. Perryman	N. I. Toombs
W. J. McMurry	V. H. Redwine	M. E. Vaughan
J. L. Manning	J. E. Robbins	C. D. Vincent
J. W. Martin	C. W. Ryans	W. S. Wallen
E. B. Miller	Arthur Saunders	E. C. Walker
G. W. Morgan	G. W. Shadoan	W. D. Watkins
J. L. Morgan	W. M. Simpson	C. Westerfield
Wm. J. Moore	Geo. W. Smith	F. E. Wilson
Chas. A. Nelson	A. W. Stamper	—83

Those who voted in the negative were—

W. B. Belknap	Oscar Leibson	E. D. Morris
W. J. Brandenburg	J. T. Linton	J. F. Reed
		—6

Upon a call of the counties and representative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Baker:

H. B. 45. An act authorizing a magisterial district of a county to become indebted for the construction and maintenance of public roads and bridges, or in aid thereof and to issue bonds for said indebtedness and providing the manner for creating the debt, issuing the bonds and buying and collecting the taxes necessary to pay the bonds and the interest on same.

To Committee on Public Roads and Highways.

By same:

H. B. 46. An act to increase the pay of jurors from two to three dollars per day.

To Committee on Circuit Courts.

By same:

H. B. 47. An act authorizing the judge on trial of divorce proceeding to examine the parties thereto orally in chambers.

To Committee on Circuit Courts.

By same:

H. B. 48. An act fixing the time within which divorced persons shall not marry after decree.

To Committee on Circuit Courts.

By Mr. Duncan:

H. B. 49. An act to amend section 1, chapter 122 of the Acts of 1918, so as to increase the annual license or franchise tax on the production of crude petroleum from one per cent of its market value to two per cent of its market value.

To Committee on Revenue and Taxation.

By same:

H. B. 50. An act imposing an excise or license tax on the business of any person, firm, corporation or association mining coal in this State, providing distribution of the tax, collection of the tax, reports and penalties for violation of the act.

To Committee on Revenue and Taxation.

By Mr. Haselwood:

H. B. 51. An act to repeal and re-enact the second paragraph of section 5 of chapter 17 of the Acts of 1920, the same being the second paragraph of section 4356t-5, Kentucky Statutes, 1922.

To Committee on Public Roads and Highways.

By Mr. Kinght:

H. B. 52. An act to prohibit the running of stock at large in towns of the sixth class of this Commonwealth.

To Committee on Cities, 5th and 6th Class.

By Mr. Bosworth:

H. B. 53. An act establishing a road from a point on project No. 5 at or near Binghamtown, a village near the northern city limits of Middlesboro, Kentucky, to a point on the Kentucky-Tennessee line, at or near Pruden, Tennessee, by way of the Stony Fork Branch of Yellow Creek and Fonde, Kentucky, and designating said road project as project No. 5A.

To Committee on Public Roads and Highways.

By same:

H. B. 54. An act to repeal and re-enact sections 9 and 12 of chapter 53 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to the levy of taxes in cities of the third class for school purposes, fixing the limit of rate of taxation therein at $1.50 on each $100.00 of taxable property in such cities and otherwise re-enacting said sections 9 and 12 of said chapter 53.

To Committee on Cities, 2nd and 3rd Class.

By Mr. Gartin:

H. B. 55. An act to create the thirty-seventh judicial district of Kentucky; to provide for the holding of courts in said thirty-seventh judicial district and providing for the appointment of a judge and Commonwealth's attorney for said thirty-seventh judicial district; to change the twentieth judicial district of Kentucky, so as to establish a circuit court district in Boyd county, a county of the said twentieth district; to provide for holding a court of continuous session in said twentieth judicial district, and continuing the present judge and Commonwealth's attorney thereof in office of such.

To Committee on Circuit Courts.

By same:

H. B. 56. An act to amend section 158 of the Constitution.

To Committee on Constitutional Amendments.

By same:

H. B. 57. An act to be entitled: "An act to promote the solvency of State banks; to authorize and regulate exchange charges.

To Committee on Banks and Banking.

By Mr. Baughman:

H. B. 58. An act to require every person driving any vehicle on a public highway, on approaching railway crossing, to stop before passing thereover, and to require railway companies to erect and maintain danger signs at such crossings, and providing penalties for non-compliance.

To Committee on Public Roads and Highways.

By same:

H. B. 59. An act repealing and re-enacting section 4536, Kentucky Statutes, editions 1915 and 1922, which same related to the seal of the Commonwealth.

To Committee on Kentucky Statutes.

By same:

H. B. 60. An act to repeal and re-enact section 3485, Kentucky Statutes, 1915 edition, relating to personal representatives.

To Committee on Kentucky Statutes.

By same:

H. B. 61. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session, approved March 16, 1920, which act relates to roads and bridges and the creation of the Department of State Roads and Highways, etc., by adding to said act project No. ....., which shall run from Frankfort to Lawrenceburg, thence to Harrodsburg, Danville, Hustonville, Liberty, Russell Springs, Columbia, Edmonton and Glasgow, and to be known as the Capitol Cities Highway.

To Committee on Public Roads and Highways.

By Mr. Brandenburg:

H. B. 62. An act to amend section 2260 of Carroll's 1922 edition of the Kentucky Statutes.

To Committee on Circuit Courts.

By Mr. Beliles:

H. B. 63. An act designating the 11th day of November of each year a legal holiday, to be known as Armistice Day.

To Committee on Kentucky Statutes.

By Mr. King:

H. B. 64. An act to amend and re-enact section 1938a-12, Kentucky Statutes, pertaining to doves, by striking therefrom the words and figures "1st day of September" and substituting therefor, and in lieu thereof the words "first day of August."

To Committee on Fish and Game.

By same:

H. B. 65. An act to amend and re-enact section 1938a-18, Kentucky Statutes, pertaining to ducks and geese, by striking

therefrom the words and figures "1st day of January," and substituting therefor and in lieu thereof the words "1st day of February."

To Committee on Fish and Game.

By same:

H. B. 66. An act to amend and re-enact section 1938a-4, Kentucky Statutes, pertaining to squirrels by striking therefrom the words and figures "1st day of July," and by substituting therefor and in lieu the words and figures "15th day of June."

To Committee on Fish and Game.

By Mr. Jolly:

H. B. 67. An act to amend and re-enact an act relating to roads and bridges, in order to clarify section 5, project No. 21 and a half of the Acts of the General Assembly of 1920.

To Commitee on Public Roads and Highways.

By same:

H. B. 68. An act to amend and re-enact sections 17 and 18 of chapter 90 of the 1920 Acts of the General Assembly of the Commonwealth of Kentucky, relating to vehicles; regulating their use and operating upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws.

To Committee on Public Roads and Highways.

By Mr. Thompson:

H. B. 70. An act to amend and re-enact subsection 123 of section 2711a, Kentucky Statutes, chapter 86, Carroll's 1922 edition, being an act relative to liability of militia to civil or criminal action when called into service.

To Committee on Military Affairs.

By Mr. Golden:

H. B. 71. An act relating to pensions for Confederate soldiers.

To Committee on Confederate Home.

By Mr. Fultz:

H. B. 72. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kentucky Statutes by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of same.

To Committee on Public Roads and Highways.

By Mr. Evans:

H. B. 73. An act relating to public roads and highways.

To Committee on Public Roads and Highways.

By Mr. Moore:

H. B. 74. An act to amend section 2740 of the Kentucky Statutes, Carroll's 1922 edition, relating to the classification of towns and cities, and creating an emergency.

To Committee on Classification of Cities and Towns.

By same:

H. B. 75. An act to repeal and re-enact section 2219 of the Kentucky Statutes, Carroll's 1922 edition, relating to the legal and contract rate of interest.

To Committee on Kentucky Statutes.

By same:

H. B. 76. An act to amend section 4526a-4 of Carroll's Kentucky Statutes, 1922 edition, relating to compulsory school attendance, fixing the maximum fine.

To Committee on Education No. 1.

By Mr. Johnson:

H. B. 77. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and to amend chapter 95 of the Acts of the General Assembly of 1922, which is amendatory of the aforesaid section 4356t-5 of Kentucky Statutes, establishing project No. 10c, and to re-create project No. 10c.

To Committee on Public Roads and Highways.

By Mr. Redwine:

H. B. 78. An act to provide for the relief of the blind.

To Committee on Appropriations.

By same:

H. B. 79. An act to amend and re-enact sections 2619, 2620 and 2631, Kentucky Statutes, Carroll's edition.

To Committee on Public Health.

By Mr. Harry Miller:

H. B. 80. An act imposing a license tax on itinerant medical companies and which license tax is in lieu of all other licenses, income, excise, special or franchise tax to the State of Kentucky or any county, city, town, municipality or other political subdivision thereof; providing penalties for the violation of this act.

To Committee on Kentucky Statutes.

By same:

H. B. 81. An act requiring all litigants in the State of Kentucky to deposit with the clerk of such court a deposit in the sum of ten dollars to cover such costs as may be incurred, and whatever left to be returned.

To Committee on Kentucky Statutes.

By same:

H. B. 82. An act to amend section 2739g-62, Carroll's Kentucky Statutes, 1922 edition, approved March 23, 1920, and relating to the collection of automobile licenses and settlement for all moneys collected by the county clerk, and fixing his fees for making said collections.

To Committee on Kentucky Statutes.

By same:

H. B. 83. An act to amend and re-enact section 1093 of the Kentucky Statutes (Carroll's edition 1922), relating to jurisdiction of justices and quarterly courts in penal actions and giving said justices and quarterly courts and the judges thereof jurisdiction concurrent with circuit courts of the offenses of petit larceny, vagrancy, and the first offense of carrying concealed and deadly weapons, and of violation of ordinances in sixth class towns.

To Committee on Kentucky Statutes.

By same:

H. B. 84. An act uathorizing the collection of reasonable attorneys' fees when provided for in written contracts and obligations, and providing how, in certain instances, such collection may be enforced, and providing that the amount paid or recovered hereunder shall not determine the amount of fee to which the attorney shall be actually entitled as against his client.

To Committee on Kentucky Statutes.

By same:

H. B. 85. An act to amend section 1376a, subdivision X, article IV, chapter 36, Kentucky Statutes, volume 1, Carroll's edition 1915, relating to crimes and punishments by adding thereto the words "American Legion" and "American Legion Auxiliary."

To Committee on Criminal Law.

By Mr. Cole:

H. B. 86. An act creating boards of education for cities of the second class, providing for the election thereof, defining

their powers and duties, and repealing all laws in conflict herewith, approved March 19, 1912, and is now section 3235a-25, Carroll's Kentucky Statutes.

To Committee on Education No. 2.

By same:

H. B. 87. An act to amend paragraph 21, section 2060a, chapter 63, Kentucky Statutes, volume 1, Carroll's edition 1915, relating to State Board of Health, by adding thereto the language hereinafter set out.

To Committee on Public Health.

By same:

H. B. 88. An act requiring the State Librarian to furnish to the law library of the University of Kentucky, sets of the Acts of the General Assembly, the Journals of the House and Senate, the Kentucky Reports, the advance sheets of the Kentucky Reports and the Code and Statutes.

To Committee on Public Library.

By same:

H. B. 89. An act to amend an act entitled: "An act to amend section 6 of an act approved March 23, 1910; an act to promote and compel attendance of children in schools, to prevent truancy in cities of the first, second, third and fourth class, and to enable boards of education or boards of school trustees of cities of first and second class to establish and maintain parental or truant schools for the care and discipline of truant children and for the purpose of reducing truancy.

To Committee on Education No. 1.

By Mr. Wallen:

H. B. 90. An act to assist disabled men and women in obtaining from the federal government the relief authorized by acts of Congress, continuing in existence for that purpose the Kentucky Disabled Men's Board, and appropriating funds therefor; providing maintenance of an office and stenographic help to carry on work of said board, and declaring an emergancy to exist.

To Committee on Kentucky Statutes.

By same:

H. B. 91. An act to change the time of holding court in 31st judicial district.

To Committee on Circuit Courts.

By. Mr. McMurry:

H. B. 92. An act providing for a percentage tax on the sale value of coal mined in the Commonwealth of Kentucky; providing for reports to be made to the State Auditor; providing for the designation and compensation of assessors; providing for the assessment and payment of the tax; and providing for penalties for violation of provisions.

To Committee on Revenue and Taxation.

By same:

H. B. 93. An act to amend section 1486 of the Kentucky Statutes, Carroll's edition of 1915, making registration in cities and towns of the fourth class optional with the city council.

To Committee on Cities, Fourth Class.

By Mr. Robbins.

H. B. 94. An act to amend project 9 of section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to roads and bridges, and creating the Department of State Roads and Highways, approved by the Governor March 16, 1920, and being section 4356t-5 of Carroll's Kentucky Statutes, 1922.

To Committee on Public Roads and Highways.

By same:

H. B. 95. An act to amend section 9 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to roads and bridges and creating the Department of State Roads and Highways, approved by the Governor March 16, 1920, and being section 4356t-9 of Carroll's Kentucky Statutes, 1922.

To Committee on Public Roads and Highways.

By Mr. Layman:

H. B. 96. An act relating to roads and highways.

To Committee on Public Roads and Highways.

By Mr. Nelson:

H. B. 97. An act relating to parole of persons convicted of felonies.

To Committee on Criminal Law.

By same:

H. B. 98. An act relating to the filing of deeds, etc.

To Committee on Kentucky Statutes.

By Mr. Dixon:

H. B. 99. An act creating a State Board of Mining Examiners, etc., and appropriating money therefor.

To Committee on Mines and Mining.

By Mr. Cammack:

H. B. 100. An act to amend 415b-6, Kentucky Statutes, Carroll's edition and chapter 22b by increasing amount to be paid indigent Confederate soldiers, sailors and widows of same.

To Committee on Confederate Home.

By Mr. Watkins:

H. B. 101. An act to appropriate money for the erection of a poultry building on the Kentucky State Fair grounds.

To Committee on State Fair.

By Mr. Bax:

H. B. 102. An act relating to elections, counting votes, duties of officers respecting ballot boxes and keys, the announcing of vote and amending, repealing and re-enacting section 1482, Kentucky Statutes, 1915 edition.

To Committee on Suffrage and Elections.

By same:

H. B. 103. An act for the benefit of the Kentucky School for the Blind and making appropriations therefor.

To Committee on Appropriations.

By Mr. Leon P. Lewis:

H. B. 104. An act prescribing the effect of appeals from orders or judgments of trial courts on motions to quash process or officer's return thereon.

To Committee on Circuit Courts.

By same:

H. B. 105. An act to license and regulate the business of making loans in the ums of $300 or less, to individuals pressed by lack of funds to meet immediate necessities, at a greater rate of interest than six per cent. per annum, prescribing the rate of interest and charge therefor, etc.

To Committee on Kentucky Statutes.

By M. Coomes:

H. B. 106. An act to repeal an act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class, being chapter 137 of the Acts of the General Assembly of 1922.

To Committee on Suffrage and Elections.

By same:

H. B. 107. An act entitled an act to repeal an act entitled "An act authorizing cities of the first and second classes to create a city planning commission, with power to make a survey and plan of the city and of lang contiguous or related thereto; to provide for the regulation of the height, area and use of buildings and for zoning of city and with power to approve the recording of plots and subdivisions of land."

To Committee on Kentucky Statutes.

By Mr. Ryans:

H. B. 108. An act relating to the office of Commonwealth's attorney in counties having a population of 200,000 or over, and providing for assistants and fixing their salaries.

To Committee on Municipalities.

By same:

H. B. 109. An act relating to the exhibiting of moving picture films, providing for the examination, approval and licensing of moving picture films and the operators of moving picture machines and providing penalties for violation of this act.

To Committee on Kentucky Statutes.

By Mr. Dorman:

H. B. 110. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. ....., beginning at a point on the Harrodsburg and Lexington turnpike near Russell a crossroads and extending to High Bridge in Jessamine County via Wilmore and making the same a part of the primary system of state highways.

To Committee on Public Roads and Highways.

By Mr. Baldridge:

H. B. 111. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky, 1920, which is now section 4356t-5, Kentucky Statutes by Carroll, 1922 edition, the same relating to roads and bridges and establishing a sys-

tem of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of same.

To Committee on Public Bridges.

By same:

H. B. 112. An act to amend and re-enact section 1506, Carroll's Kentucky Statutes, sixth edition, relating to compensation of regitration officers and county clerk.

To Committee on Suffrage and Elections.

By Mr. Cushing:

H. B. 113. An act establishing and making the road leading from Covington via Decoursey, Whitetower, Nicholson, Walton and Florence to Burlington a part of the primary system of State highways of the Commonwealth of Kentucky and designating said road as project No. .....

To Committee on Public Roads and Highways.

By same:

H. B. 114. An act to amend section 3037f, Kentucky Statutes, making it apply to cities of the second and third class as well as the first.

To Committee on Cities, Second and Third Class.

By same:

H. B. 115. An act to amend and re-enact section 3146, Kentucky Statutes, being part of the charter of cities of second class providing for salary of police judge.

To Committee on Cities of Second and Third Class.

By same:

H. B. 116. An act providing for the creation of water districts, and appointment of city commissioners and specifying their powers and duties.

To Committee on Kentucky Statutes.

By Mr. Bornhorst:

H. B. 117. An act to require in all cities of the first class and second class in this Commonwealth, the proper construction, use and maintenance of scaffolding, counterfloors, staging, rigging, etc., in all construction work, providing for the punishment for violation of same, for the appointment of a chief safety inspector of scaffolding and counterfloors in construction work and a deputy inspector in cities of the first and second class. Prescribing the duties of said safety inspector of scaffolding and counterfloors in construction work and repealing all laws inconsistent therewith.

To Committee on Kentucky Statutes.

By same:

H. B. 118. An act to amend and re-enact section 3142b-11, Kentucky Statutes, Carroll's sixth edition, 1922.

To Committee on Cities of Second and Third Class.

By same:

H. B. 119. An act to amend and re-enact section 3235c-6, also section 3235c-7, and repealing section 3235c-25, Kentucky Statutes, Carroll's sixth edition 1922, pertaining to the method of nomination; classification of departments; time of

holding primary elections; nominees; names on election ballot; who elected; payment of election expenses.

To Committee on Cities of Second and Third Class.

By same:

H. B. 120. An act to amend and re-enact section 3142b-3, Kentucky Statutes, Carroll's sixth edition, 1922.

To Committee on Cities of Second and Third Class.

By same:

H. B. 121. An act to amend subsections 6, 7 and 18 of section 3235c of Kentucky Statutes, compiled by John D. Carroll, 1915 edition, and re-enact the same as amended.

To Committee on Cities of Second and Third Class.

By Mr. Martin:

H. B. 122. An act imposing a State tax on all coal mined in the State of Kentucky; providing for reports to be made; providing for use of funds raised by such tax; providing for penalties for violation; for provisions for reports in case of failure on the part of mine operators to make reports; and, for a salary of person or persons appointed by the State Tax Commissioner to make such reports, repeals, constitutionality.

To Committee on Revenue and Taxation.

By Mr. Campbell:

H. B. 123. An act to amend and re-enact sections 794 and 1166 of the Kentucky Statutes, Carroll's edition 1922, relating to shooting at or into railroad engines, cars, etc.

To Committee on Criminal Law.

By Mr. Leroy Lewis:

H. B. 124. An act to amend an act entitled an act to prohibit the manufacture, sale, transportation, possession or other disposition of intoxicating liquors, being chapter 33 of the Acts of the 1922 General Assembly.

To Committee on Revnue and Taxation.

By Mr. Jeter:

H. B. 125. An act entitled "An act relating to the general administration and supervision of the common schools of the Commonwealth of Kentucky and the office of Superintendent of Public Instruction, repealing certain sections and subsections of Carroll's 1918 edition, Kentucky Statutes, and chapter 71, Acts of 1920, relating to the salary of Superintendent of Public Instruction, office supplies, and clerical force, and enacting and re-enacting in lieu thereof certain sections and sub-sections relating to the election of Superintendent of Public Instruction, his bond, his salary, his powers, duties, responsibilities and privileges and the reorganization of the State Department of Education as set forth in the enacting clause hereof."

To Committee on Education No. 1.

By same:

H. B. 126. An act abolishing the office of revenue agent and authorizing and empowering the State Tax Commission to discharge all the powers, duties and privileges that are now conferred by law on revenue agents.

To Committee on Revenue and Taxation.

By Mr. Vaughan:

H. B. 127. An act to amend, revise and extend sections 39, 40, 43, 44, 86 and 88 of Acts of session 1914, defining public roads and requiring the employment of a county road engineer and prescribing the duties thereof.

To Committee on Public Roads and Highways.

By same:

H. B. 128. An act classifying mineral, oil and gas for purposes of taxation as provided under section 171 of Constitution as amended and providing how such property shall be assessed and the taxes collected thereon as well as the distribution thereof when collected and repealing the act of March 29, 1918, chapter 122, page 140, of the published Acts of the session of 1918 and repealing all laws and parts of laws in conflict with the provisions of this act.

To Committee on Revenue and Taxation.

By Mr. Hawkins:

H. B. 129. An act to provide for a tax levy for municipal bond purposes in cities of the third class.

To Committee on Cities of Second and Third Class.

By Mr. Boling:

H. B. 130. An act making an appropriation to the Kentucky Geological Survey and declaring an emergency.

To Committee on Geological Survey.

By Mr. Day:

H. B. 131. An act to amend chapter 67 of an act to establish project No. 61 in the primary system of State highways.

To Committee on Public Roads and Highways.

By same:

H. B. 132. An act to abolish the office of trustee of the jury fund in counties with less than 50,000 population and to require the duties of said office to be performed by the circuit court clerk.

To Committee on Circuit Courts.

By same:

H. B. 133. An act to repeal and re-enact section 39a, chapter 108, Kentucky Statutes, relating to duties of clerks and sheriffs.

To Committee on Kentucky Statutes.

By same:

H. B. 134. An act to define type to be used in recordable instruments.

To Committee on Kentucky Statutes.

By same:

H. B. 135. An act to regulate and limit the annual compensation of sheriffs and other officers in counties with less than 75,000 population.

To Committee on Kentucky Statutes.

By Mr. Tinsley:

H. B. 136. An act requiring railroad companies to stop

passenger trains at county seats and nearest stations within five miles of county seats.

To Committee on Railroads.

By Mr. Morgan:

H. B. 137. An act relating to game and fish, and to amend chapter 122, Acts 1920, sections 1893b-2, 1893b-3, 1893b-4, Carroll's Statutes, and to provide penalties for violation thereof.

To Committee on Fish and Game.

By same:

H. B. 138. An act relating to the taking of depositions in shorthand notes and transcribing and certification thereof, and to regulate the fees of officers taking depositions, and to amend section 582, Civil Code of Practice.

To Committee on Circuit Courts.

By same:

H. B. 139. An act to amend section 42 of the Constitution regulating the legislative department.

To Committee on Constitutional Amendments.

By Mr. Shadoan:

H. B. 140. An act to further amend section 4623, Carroll's Kentucky Statutes, as amended by the act of March 4, 1915, relating to State Inspector and Examiner, by adding thereto the following:

"It shall be the duty of said Inspector and Examiner when required so to do by the Governor of this Common-

wealth to examine all books, papers and accounts of any officers in any county, who handle, receive or pay any funds used for building or improving roads or who are authorized to receive, appropriate or expend money upon roads or for any other purpose, the said Inspector and Examiner shall furnish a copy of his report so made to the Governor and a copy to the county attorney of the county whose books and papers he has so inspected, so that said section when amended shall read.

To Committee on Kentucky Statutes.

By same:

H. B. 141. An act to amend section 3642 of the Kentucky Statutes, Carroll's 1915 edition, relating to violation of ordinance, misdemeanor in cities of the fifth class. All prosecutions in said court for violation of ordinances and by-laws shall be by warrant or summons in the name of the city and all others in the name of the Commonwealth for the benefit of the city and all fines and forfeitures recovered in said court shall when collected, be paid into the treasury of the city for the use and benefit of the general revenue fund of the city.

To Committee on Cities of Fifth and Sixth Class.

By same:

H. B. 142. An act repealing section 4399a-10, article V, chapter 113 of the Kentucky Statutes, Carroll's 1922, title schools, common, and re-enacting same with certain changes and modifications, making the office of county superintendent of schools an elective office, the county superintendent to be elected by the qualified voters of each county, prescribing his qualifications, the manner of his election, the recognition of a county superintendent in case of a contest, filling vacancies, if any should occur, fixing limits of salary and enumerating certain duties.

To Committee on Education No. 2.

By same:

H. B. 143. An act to amend section 170 of the Code of Practice in criminal cases.

To Committee on Codes of Practice.

By same:

H. B. 144. An act requiring drivers of motor vehicles on approaching, and before crossing a railroad track at a public crossing to stop and listen for approaching trains before attempting to cross and providing a penalty for a failure so to do.

To Committee on Public Roads and Highways.

By same:

H. B. 145. An act requiring railroad companies, operating lines in and through this State and maintaining at designated places machine and repair shops to construct proper and suitable and comfortable sheds and buildings at such places for the use and benefit of their employes engaged in repairing cars and providing a penalty for a failure so to do.

To Committee on Railroads.

By same:

H. B. 146. An act making it unlawful for any person or persons to publish or circulate or cause to be published or circulated by written or printed circulars or otherwise, any false, libelous, or slanderous reports or statements of, or concerning any person who is candidate for office with the intent to injure him in his said race.

To Committee on Criminal Law.

By same:

H. B. 147. An act to amend section 4643, Kentucky Statutes, Carroll's edition, 1922, relating to official stenographers by striking out the following words, "where the testimony of such witness or witnesses can not be procured," and substituting therefor the following: When the witness or witnesses are dead, insane, absent from the state, confined in the penitentiary or laboring under such other mental or physical infirmity as to render it impossible to secure his deposition within a reasonable time.

To Committee on Circuit Courts.

By same:

H. B. 148. An act making it unlawful to shoot or discharge firearms within one-half mile of the corporate limits of any city or town except at designated places or on special occasions and providing a penalty therefor.

To Committee on Criminal Law.

By same:

H. B. 149. An act to amend section 3542 of the Kentucky Statutes, Carroll, 1922, being subdivision V of Article V of chapter 89 relating to municipal corporations by adding thereto after the word "just," in the 29th line, the following, "but any taxpayer feeling, etc."

To Committee on Revenue and Taxation.

By same:

H. B. 150. An act making it unlawful for any person in

hunting game or birds to use a repeating or automatic shot gun or what is commonly called a pump gun and providing a penalty therefor.

To Committee on Fish and Game.

By same:

H. B. 151. An act to make it unlawful for any person, firm or corporation to sell, give, loan or furnish or cause to be sold, given, loaned or furnished, any toy pistol or any explosives used with such toy pistols to a minor under sixteen years of age, and providing a penalty therefor.

To Committee on Criminal Law.

By Mr. Hadden:

H. B. 152. An act fixing the jurisdiction of county judges and justices of the peace in criminal cases.

To Committee on Criminal Law.

By same:

H. B. 153. An act to amend section 1746, Article 12, Chapter 47, Kentucky Statutes, Vol. 1, Carroll's edition, 1915, relating to fees, by adding thereto the language hereinafter set out.

To Committee on Kentucky Statutes.

By Mr. Drury:

H. B. 154. An act amending Chapter 17 of the Acts of 1920 and creating project No. —, extending from Shawneetown, Ill., through Morganfield, Boxville and Tilden to an intersection with project No. 2 of said Chapter 17.

To Committee on Public Roads and Highways.

By Mr. Manning:

H. B. 155. An act to amend, extend, revise and re-enact subsection 2 of section 68 of Carroll's 1915 edition of the Kentucky Statutes, relating to a tax on dogs, same being section 2 of the Act of March 1, 1906, relating to dogs.

To Committee on Agriculture.

By same:

H. B. 156. An act providing for the election of county school superintendents by the qualified voters in each county, fixing the term of office of such superintendents, providing for the recognition of a contestant by the Superintendent of Public Instruction during a contest over the office of county superintendent, and repealing all laws and parts of laws in conflict herewith.

By same:

H. B. 157. An act establishing and making the road leading from Williamsburg via Red Bird on Cumberland river to Cumberland Falls a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

To Committee on Public Roads and Highways.

By Mr. Vance:

H. B. 158. An act providing for the metaling of intercounty seat roads heretofore graded and drained at the cost of the Commonwealth in whole or in part.

To Committee on Public Roads and Highways.

Mr. Day introduced a resolution of the following title, viz.:

H. Res. No. 1. Joint resolution for the benefit of J. W. Hedden, former Superintendent of Public Printing.

Which was ordered printed and referred to Committee on Appropriations.

Mr. Miller moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, JANUARY 22, 1924.

The House was opened with prayer by the Rt. Reverend Father E. G. Klosterman, of the Roman Catholic Church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	Wm. H. Bornhorst	J. L. Cushing
W. B. Ardery	J. F. Bosworth	B. F. Day
T. H. Baker	W. J. Brandenburg	G. Givens Dixon
A. J. Baldridge	W. B. Bush	J. R. Dorman
J. H. Baughman	Allen B. Cammack	E. J. Doss
L. D. Bax	J. G. Campbell	G. L. Drury
W. B. Belknap	R. J. Cain	H. C. Duffy
Homer Beliles	Sherman Chasteen	Wm. M. Duncan
C. W. Bennett	Lee Clark	D. E. Edwards
J. E. Bickett	Sam Cole	G. W. Eller
S. A. Blackburn	F. W. Collings	J. O. Evans
W. M. Boling	L. F. Coomes	H. M. Fultz

O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

The Chief Clerk produced and read the following Communication from the Frankfort Lodge No. 530 B. P. O. Elks, viz.:

Hon. Chas. J. Howes, Clerk of the House of Representatives, Kentucky General Assembly, Frankfort, Kentucky:

Dear Sir:

Frankfort Lodge No. 530, B. P. O. Elks, hereby extends a most cordial invitation to the members and attaches of the Kentucky General Assembly who are members of the Benevolent and Protective Order of Elks to come to our Home and avail themselves of all of the privileges of the club.
By order of the Lodge.

Jos. J. Kernen, *Sec't'y.*

Mr. Bosworth moved that this House express its appreciation of the invitation extended and that all of the members of this House who are members of the Elks avail themselves of the privileges so cordially extended.

Said motion was agreed to.

The Speaker announced that concurrent resolutions of the following titles, viz.:

Concurrent resolution providing for a joint session of the Legislature to hear a further discussion of the seventy-five million bond issue.

Concurrent resolution providing for the election of a State Librarian.

S. Res. 3. Resolution to provide for ten copies each of the Statutes and Codes of Kentucky for the use of the House of Representatives and five copies each for the use of the Senate of Kentucky and providing for the payment of same.

Which were adopted at yesterday's session of the House were still on the Clerk's desk and that the Chief Clerk awaited further orders of the House as to their disposition.

The Speaker held that inasmuch as neither of the resolutions above referred to had had the clincher motion applied when the resolutions were adopted on yesterday, the House was operating under Rule 57 of the rules governing the House of Representatives for this session which reserves to the House the right of reconsideration for three days and that the Chief Clerk was without authority or right to make a report to the Senate of the action of the House taken on yesterday in the adoption of the resolutions aforesaid and announced further, that a motion would be in order direct-

ing the Chief Clerk to report to the Senate the action of the House in regard to said resolutions.

Thereupon Mr. Strange moved that the Chief Clerk be directed by the House to report said resolutions to the Senate.

Said motion was agreed to.

Mr. Jeter offered the following resolution, viz.:

Whereas, W. S. Wallen, Chairman of the Committee on Revenue and Taxation is an attorney at law and represents the Elkhorn Coal Company, and the entire coal interest of the state paid in taxes last year only $176,980.76, and,

Whereas, Mr. Harry B. Miller, an attorney at law, of Lexington, Ky., and Mr. L. D. Bax, an undertaker of the city of Louisville, are also on said committee, and Mr. G. L. Drury, an attorney at law, and counsel for a coal company, and D. C. Jones, lawyer and interested in coal operations, and R. O. Huntsman, an employee of the Kentucky Jockey Club, and Dr. H. M. Fultz is also on said committee, coming from the county where the largest fire clay mines of the state are operated, and,

Whereas, D. D. Thornberry and C. A. Nelson are the only members of the committee representing in any sense the agricultural interest of the state, and,

Whereas, the agricultural and real estate interests of the state paid $4,758,000.00, or approximately 27 times as much taxes for last year as the entire coal interest of the state, and,

Whereas, this interest is entitled to the same protection as the coal and mining interests, therefore,

Be it resolved, that the rules of the House be amended and that the Committee on Revenue and Taxation be increased to 14 members and the Speaker of the House be

authorized to appoint five additional members to represent agriculture and real estate.

The sole purpose of this resolution is to give representation and equal protection to the home owners and food producers of the Commonwealth with the coal interests and the Kentucky Jockey Club.

Said resolution was disagreed to.

The yeas and nays being required thereon by Messrs. Jeter and Baughman were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. Givens Dixon	J. Will McFarlin
W. B. Ardery	E. J. Doss	W. J. McMurry
T. H. Baker	H. C. Duffy	J. W. Martin
J. H. Baughman	Wm. M. Duncan	E. B. Miller
W. B. Belknap	J. O. Evans	F. V. Nunnelly
Homer Beliles	T. H. Golden	H. A. Pulliam
C. W. Bennett	J. E. Hadden	Arthur Saunders
Wm. H. Bornhorst	W. R. Haselwood	G. W. Shadoan
Allen B. Cammack	L. J. Jeter	W. M. Simpson
R. J. Cain	D. C. Jones	A. W. Stamper
Lee Clark	Martin Light	M. E. Vaughan

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Those who voted in the negative were—

A. J. Baldridge	L. F. Coomes	Hector Johnson
L. D. Bax	J. L. Cushing	J. Roy Johnson
J. E. Bickett	B. F. Day	A. J. Jolly
S. A. Blackburn	J. R. Dorman	H. J. Kegley
W. M. Boling	G. L. Drury	T. H. King
J. F. Bosworth	D. E. Edwards	T. J. Knight
W. J. Brandenburg	G. W. Eller	John H. Lawson
W. B. Bush	H. M. Fultz	I. T. Layman
J. G. Campbell	O. C. Gartin	Oscar Leibson
Sherman Chasteen	H. C. Hawkins	Leon P. Lewis
Sam Cole	J. W. Howard	Leroy Lewis
F. W. Collings	R. O. Huntsman	J. T. Linton

R. D. McMurtry	G. L. Perryman	W. S. Tinsley
J. L. Manning	V. H. Redwine	N. I. Toombs
Harry Miller	J. F. Reed	C. D. Vincent
G. W. Morgan	J. E. Robbins	W. S. Wallen
J. L. Morgan	C. W. Ryans	E. C. Walker
Wm. J. Moore	Lee L. Simons	W. D. Watkins
E. D. Morris	Geo. W. Smith	C. Westerfield
Chas. A. Nelson	F. L. Strange	F. E. Wilson
E. E. Palmore	H. Q. Thompson	
J. J. Patterson	D. D. Thornberry	

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Mr. Miller moved that the vote by which said resolution was disagreed to be reconsidered and that motion lie on the table.

Said motion was agreed to.

A message was received from the Senate announcing that they had adopted the following concurrent resolution, viz.:

Whereas, the advocates of the seventy-five million bond issue have been heard in Joint Session, and,

Whereas, there are advocates of other means of rehabilitating the physical properties of the state whose views may be of benefit to the Legislature,

Be it resolved, that a Joint Session of the House and Senate be called at one-thirty o'clock p. m. on Tuesday, January 29, 1924, to hear the advocates of such other plans of financing the construction of roads and equipping properly other state property, and,

Furthermore, that Senators McElroy and Kinnard and Representative Vaughan be appointed a committee to invite said advocates to hear said Joint Session.

Said resolution was concurred in.

Mr. Cain moved that the privileges of the floor be extended to Hon. G. W. Newman, former member of this House.

Said motion was agreed to.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Knight:

H. B. 159. An act repealing and re-enacting sections 203 and 204 of the Code of Practice in criminal cases and repealing acts in conflict therewith.

To Committee on Codes of Practice.

By Mr. Light:

H. B. 160. An act relating to roads and bridges and amending Chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Willow via Holton's Corner and Double Beach to Falmouth.

To Committee on Public Roads and Highways.

By same:

H. B. 161. An act providing for the adoption of a commission form of government for cities of the fifth and sixth classes, and providing a method by which the judicial functions of such cities may be vested in the quarterly court and the police functions in the peace officers of the county.

To Committee on Cities of the Fifth and Sixth Class.

By Mr. Brandenburg:

H. B. 162. An act relating to pleading and practice.

To Committee on Codes of Practice.

By Mr. Cain:

H. B. 163. An act to amend section 1954b-11, Kentucky Statutes of 1915, Vol. III, being the supplement of 1918, and relating to the trapping, taking, shooting or killing of fur-bearing animals.

To Committee on Fish and Game.

By same:

H. B. 164. An act repealing section 5 of Chapter 122 of the Acts of the General Assembly of Kentucky, same being "An act for the protection of game birds and game animals; fixing open and closed seasons for the same; fixing the bag limit for birds and animals killed in open season; prohibiting the snaring of rabbits at any time, and providing a penalty for the violation of this act.

To Committee on Fish and Game.

By Mr. Clark:

H. B. 165. An act relating to roads and bridges, and amending Chapter 17 of the Acts of the General Assembly of Kentucky, 1920, by adding thereto, as project No. —, extending from Smithland via Calvert City via Benton to Murray.

To Committee on Public Roads and Highways.

By Mr. Thompson:

H. B. 166. An act to amend an act entitled: "An act for the government of cities of the second class," approved March 19, 1894, so as to enlarge the powers of cities of the second class and to provide for the elimination of grade

crossings of the public streets of such cities at the grade over the tracks of steam or electric railroads, giving the general council or board of city commissioners power to order of the elimination of such crossiings and power to provide for the character of crossings to be substituted therefor, and to designate the plans, specifications and terms under which said work is to be done; and further to provide for the method of apportioning the cost of such grade eliminations as between such cities and the railroad companies and city railway and interurban railway companies affected thereby, and providing further that such city shall be empowered to issue bonds to provide for the cost of said city's portion of any such work, and to condemn land and property needed for such work.

To Committee on Cities of Second and Third Class.

By Mr. Westerfield:

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court, prescribing their qualifications, and how they shall be selected.

To Commttee on Court of Appeals.

By Mr. Redwine:

H. B. 168. An act to amend and re-enact section 2119 of Kentucky Statutes, relating to divorce and providing for an assistant to the county attorney in certain cases and fixing the duties and compensation of the county attorney and his assistant in divorce cases.

To Committee on Kentucky Statutes.

By Mr. Johnson:

H. B. 169. An act to amend section 3 of chapter 33, Acts of the General Assembly, 1922, entitled "An act to prohibit the manufacture, sale, transportation, possession or other disposition of spirituous, malt, vinous, or intoxicating liquors, except for sacramental, medicinal, scientific purposes, to regulate the manufacture, transportation, sale, ownership, possession of apparatus designed for the manufacture of spirituous, vinous, malt or intoxicating liquors in the Commonwealth of Kentucky, to regulate the manufacture, sale and transportation of alcohol for non-beverage purposes, to provide a penalty for violation of the provisions of this act, to impose upon the Commonwealth's attorneys additional duties in the enforcement of this act and to provide compensation therefor conferring on quarterly courts, and the judges thereof, police courts and the justice of the peace, concurrent jurisdiction with the circuit court in the trial of all offenses under the act where the punishment does not exceed a fine of three hundred dollars and imprisonment in the county jail not exceeding sixty days, and declaring an emergency to exist.

To Committee on Law Enforcement.

By Mr. Harry Miller:

H. B. 170. An act authorizing official stenographic reporters of Circuit Courts of continuous session to take depositions and administer oaths in any county in the Commonwealth of Kentucky.

To Committee on Circuit Courts.

By same:

H. B. 171. An act to amend and re-enact section 347 of the Criminal Code of Practice, sixth edition, 1919, edited by Hon. John D. Carroll.

To Committee on Codes of Practice.

By Mr. Walker:

H. B. 172. An act to require leaf tobacco to be sold only in the name of the true owner thereof; to require records of such sales to be kept; to require the keeper of such records to permit the inspection thereof by certain persons and permit access for the purpose of such inspection; and to provide penalty for the violation thereof.

To Committee on Agriculture.

By same:

H. B. 173. An act to amend subsection 35 of section 3290, Carroll's Statutes, 1915, relating to the sale of franchises.

To Committee on Interurban and Street Railways.

By same:

H. B. 174. An act relating to public roads.

To Committee on Public Roads and Highways.

By same:

H. B. 175. An act appropriating money to pay certain expenses authorized by the State Registration Board, created by act of the General Assembly of 1922, and which act was later declared invalid by the courts but only after said expenses had been incurred in good faith and the work directed had been performed.

To Committee on Kentucky Statutes.

By Mr. McMurry:

H. B. 176. An act to amend and re-enact section 1697 of the Kentucky Statutes, Carroll's edition, 1915. Exemptions.

To Committee on Kentucky Statutes.

By Mr. Leibson:

H. B. 177. An act to amend section 1141, Kentucky Statutes, Carroll's 1922 edition, relating to prosecution by information filed by Commonwealth's attorneys and county attorneys.

To Committee on Criminal Law.

By same:

H. B. 178. An act to amend section 25, Civil Code of Practice, Carroll's Kentucky Code, sixth edition, 1919.

To Committee on Codes of Practice.

By Mr. Jeter:

H. B. 179. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Lancaster to Crab Orchard.

To Committee on Public Roads and Highways.

By Mr. Boling:

H. B. 180. An act to amend certain sections of an act approved March 22, 1920, being section 10 of chapter 36 of the Acts of 1920 relating to the election of county school superintendents, fixing the term of office, qualifications, compensations and providing the duties thereof.

To Committee on Education No. 1.

By Mr. Howard:

H. B. 181. An act to amend and re-enact section 1321, Kentucky Statutes.

To Committee on Kentucky Statutes.

By Mr. Bush:

H. B. 182. An act relating to the trial of equitable actions.

To Committee on Circuit Courts.

By same:

H. B. 183. An act to amend section 4356t-5, Kentucky Statutes, relating to public roads, project No. 29, of the primary road system.

To Committee on Public Roads and Highways.

By Mr. Nunnelly:

H. B. 184. An act to amend and re-enact chapter 19, sections 1 and 2, Acts of 1920, approved March 16, 1920, and being sections 4223d-1 and 4223b-2, sixth edition, Carroll's Statutes, which sections pertain to the subject of race track

license, by striking from section 4223b-1 the following: "Shall pay to the State of Kentucky a license tax of twenty-five hundred dollars ($2,500.00) for each day on which said races are run," and in lieu thereof substituting the following: "Shall pay to the State of Kentucky a license tax of five per cent of the gross receipts from all sources for each day on which said races are run," and by addinig to section 4223d-2, the following: "and the gross receipts from all sources for each day," and by striking from said section the following, "at the rate per day above fixed and provided for," and substituting therefor the following: "At five per cent of the gross receipts from all sources for each day on which said races are run."

To Committee on Kentucky Statutes.

By Mr. Doss:

H. B. 185. An act to repeal and re-enact an act approved March 23, 1910, entitled "An act to amend section 1884 of chapter 52 of the Kentucky Statutes, Carroll's edition of 1909, entitled 'fiscal courts'."

To Committee on County and City Courts.

By same:

H. B. 186. An act to provide for the solvency, protection and safety of state banking institutions and trust companies.

To Committee on Banks and Banking.

By Mr. Drury:

H. B. 187. An act relating to revenue and taxation, imposing an excise or license tax on gasoline and all other

liquid fuels, including all liquids ordinarily, practically and commercially usable in internal combustion engines for the generation of power and all distillates of, and condensates from petroleum, natural gas, coal, coal tar, vegetable ferments and from all other products, so usable and sold in this Commonwealth at wholesale as the words "at wholesale" are defined in this act; provided the term "liquid fuels" shall include kerosene, fuel oil and crude oil only when used as a motor vehicle fuel upon any public highway; and providing for the collection of such tax, the distribution and use of the revenue derived therefrom, the administration of said law, fixing fines and penalties for the violation of this act and repealing the present gasoline tax law, which is contained in chapter 93 of the Acts of the General Assembly of 1920, and chapter 90 of the Acts of the General Assembly of 1922.

To Committee on Revenue and Taxation.

Mr. Strange, of the Committee on Rules, to which same had been referred, reported a resolution of the following title, viz.:

S. Res. 2. Resolution providing for necessary help for the Senate and House.

Together with an amendment thereto.

Said resolution is as follows, viz.:

Be it resolved by the Senate of Kentucky, the House of Representatives cuncurring therein:

It being necessary for the proper conduct of the business of the Senate and the House of Representatives, the Lieutenant Governor and President of the Senate, and the Speaker of the House of Representatives are hereby author-

ized to appoint the following help to assist them in their duties, and the Auditor is hereby authorized and directed to pay out of any funds in the treasury not otherwise appropriated upon the certificates of the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives, the per diem hereinafter stipulated, siz.:

One stenographer for the Lieutenant Governor at $8.00 per day.

One stenographer for the Speaker of the House of Representatives at $8.00 per day.

One Stenographer for the Chief Clerk of the Senate and one stenographer to the Chief Clerk of the House of Representatives at $8.00 per day, each.

Two assistant doorkeepers for the Senate Chamber and three assistant doorkeepers for the House Chamber at $5.00 per day, each.

One page for the Senate at $2.50 per day.

One page for the Speaker of the House of Representatives at $2.50 per day.

Be it further resolved, that the Lieutenant-Governor and President of the Senate be authorized and empowered to appoint Woodrow Wilson Kelly as page of the Senate at $2.50 per day, Guthrie Crowe having heretofore been designated as personal page of the President of the Senate an additional page for the Senate being therefore made necessary, and Press Blackburn as bill clerk of the Senate at $3.00 per day; that the Sergeant-at-Arms be appointed as assistant to the clerk of the Senate as reading clerk and his salary be increased to $2.00 additional per day, his total salary being $7.00 per day.

Said amendment is as follows, viz.:

Amend by adding to said resolution the following:

One asssitant enrolling clerk for the House to be appointed by the Speaker at a salary of six dollars per day.

That the Sergeant-at-Arms of the House be appointed as assistant to the clerk of the House as reading clerk, and his salary shall be increased to two dollars additional per day, his total salary to be seven dollars per day.

Said amendment was agreed to.

Said resolution as amended was then concurred in.

Mr. Strange moved that the vote by which said resolution was adopted be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Bax of the Committee on Municipalities to which same had been referred, reported bills of the following titles. viz.:

H. B. 20. An act relating to fiscal courts, composed of county judge and county commissioners, amending and re-enacting section 1850 and subsection 6 of section 1851b, Kentucky Statutes, Carroll's edition, 1922.

H. B. 21. An act relating to county patrol, their appointment, qualification, duties, compensation and removal in counties having cities of the first class and amending, repealing and re-enacting sections 3780, 3783 and 3784, Kentucky Statutes, Carroll's edition 1922.

With the expression of opinion that said bills ought to pass.

Sai dbills were severally read at length the first time and ordered to be placed on the calendar.

Mr. Miller moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, JANUARY 23, 1924.

The House was opened with prayer by the Rt. Reverend Father E. G. Klosterman, of the Roman Catholic Church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	J. L. Cushing	H. J. Kegley
W. B. Ardery	B. F. Day	T. H. King
T. H. Baker	G. Givens Dixon	T. J. Knight
A. J. Baldridge	J. R. Dorman	John H. Lawson
J. H. Baughman	E. J. Doss	I. T. Layman
L. D. Bax	G. L. Drury	Oscar Leibson
W. B. Belknap	H. C. Duffy	Leon P. Lewis
Homer Beliles	Wm. M. Duncan	Leroy Lewis
C. W. Bennett	D. E. Edwards	Martin Light
J. E. Bickett	J. O. Evans	J. T. Linton
S. A. Blackburn	H. M. Fultz	J. Will McFarlin
W. M. Boling	O. C. Gartin	W. J. McMurry
Wm. H. Bornhorst	T. H. Golden	R. D. McMurtry
J. F. Bosworth	J. E. Hadden	J. L. Manning
W. J. Brandenburg	W. R. Haselwood	J. W. Martin
W. B. Bush	H. C. Hawkins	E. B. Miller
J. G. Campbell	J. W. Howard	Harry Miller
R. J. Cain	R. O. Huntsman	G. W. Morgan
Sherman Chasteen	L. J. Jeter	J. L. Morgan
Lee Clark	Hector Johnson	Wm. J. Moore
Sam Cole	J. Roy Johnson	E. D. Morris
F. W. Collings	A. J. Jolly	Chas. A. Nelson
L. F. Coomes	D. C. Jones	F. V. Nunnelly

E. E. Palmore	G. W. Shadoan	N. I. Toombs
J. J. Patterson	Lee L. Simons	J. Wood Vance
G. L. Perryman	W. M. Simpson	C. D. Vincent
H. A. Pulliam	Geo. W. Smith	W. S. Wallen
V. H. Redwine	A. W. Stamper	E. C. Walker
J. F. Reed	F. L. Strange	W. D. Watkins
J. E. Robbins	H. Q. Thompson	C. Westerfield
C. W. Ryans	D. D. Thornberry	F. E. Wilson
Arthur Saunders	W. S. Tinsley	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Drury moved that an indefinite leave of absence be granted to Mr. Cammack.

Said motion was agreed to.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Ardery:

H. B. 188. An act to provide for the establishment, conduct and maintenance of public playgrounds and recreation centers in and by cities and counties, and authorizing school districts to join in the conduct and operation of such playgrounds and recreation centers.

To Committee on Education No. 2.

By Mr. Collings:

H. B. 189. An act relating to roads and highways.

To Committee on Public Roads and Highways.

By Mr. Jolly:

H. B. 190. An act to amend and re-enact an act approved March 18, 1912, amending and re-enacting section 2463, Kentucky Statutes, relating to liens of mechanics and material men.

To Committee on Kentucky Statutes.

By Mr. Thompson:

H. B. 191. An act to provide for old age pensions.

To Committee on Kentucky Statutes.

By Mr. Hector Johnson:

H. B. 192. An act to amend and re-enact section 1309 of subdivision 8, Kentucky Statutes, Carroll's edition 1915, fixing the punishment for carrying deadly weapons concealed, other than an ordinary pocket knife.

To Committee on Criminal Law.

By Mr. Harry Miller:

H. B. 193. An act to define, regulate and license real estate brokers and real estate salesmen in each city of the first or second class, to create a State Real Estate Commission and to provide a penalty for violation of the provsiion hereof.

To Committee on Cities of Second and Third Class.

By Mr. Walker:

H. B. 194. An act to regulate the charitable and eleemosynary institutions of this Commonwealth; to create a bi-partisan board of commissioners for the management and supervision of the charitable and eleemosynary institutions

of this Commonwealth; to vest in said board ample power including all power now vested by law in the State Board of Charities and Corrections in so far as such power pertains to the charitable institutions of this Commonwealth and not inconsistent with this act; to create the Kentucky Board of Charities; to repeal chapter 7 of Session Acts of 1920; to repeal all other acts and parts of acts in conflict with this act; to abolish the State Board of Charities and Corrections and to terminate the terms of office of the members of said board; to abolish the office of commissioner of public institutions and to terminate the term of office of the commissioner of public institutions.

To Committee on Charitable Institutions.

By same:

H. B. 195. An act to regulate the penal institutions of this Commonwealth; to create a bi-partisan board of commissioners for the management and supervision of the penal and correctional institutions of this Commonwealth; to vest in said board ample powers, including all powers now vested by law in the State Board of Charities and Corrections in so far as such powers pertain to the penal institutions of this Commonwealth and not inconsistent with this act; to create the Kentucky Board of Prison Commissioners; to repeal chapter 7 of Session Acts of 1920; to repeal all other acts and parts of acts in conflict with this act; to abolish the State Board of Charities and Corrections and to terminate the terms of office of the members of said board; to abolish the office of commissioner of public institutions and to terminate the term of office of the commissioner of public institutions.

To Committee on Charitable Institutions.

By same:

H. B. 196. An act adopting as the law of the Commonwealth of Kentucky the sixth edition of Carroll's Kentucky Statutes, compiled and edited to January 1, 1922, and issued in the year 1922.

To Committee on Kentucky Statutes.

By Mr. McMurry:

H. B. 197. An act giving circuit courts the power and authority to remove the disability of infancy for special purposes.

To Committee on Kentucky Statutes.

By Mr. Robbins:

H. B. 198. An act relating to registration for elections

To Committee on Suffrage nad Elections.

By same:

H. B. 199. An act to amend and re-enact section 203 of the Criminal Code of Practice, sixth edition, 1919, edited by Hon. John D. Carroll.

To Committee on Codes of Practice.

By Mr. Watkins:

H. B. 200. An act relating to the State Live Stock Sanitary Board.

To Committee on Agriculture.

By Mr. Cushing:

H. B. 201. An act to provide for the treatment, care and education of crippled children, and to create a commission to carry out the provisions of this act, and to appropriate funds to defray the expenses incident to such treatment, care and education.

To Committee on Appropriations.

By Mr. Linton:

H. B. 202. An act amending section 1731, Carroll's Kentucky Statutes, relating to fees of the justices of the peace.

To Committee on County and City Courts.

By Mr. Pulliam:

H. B. 203. An act to amend section 147 of the Constitution.

To Committee on Constitutional Amendments.

By Mr. E. B. Miller:

H. B. 204. An act regulating the sales of leaf tobacco at public auction in this Commonwealth.

To Committee on Agriculture.

By Mr. Strange:

H. B. 205. An act to amend and re-enact chapter 4, section 1 of the Acts of 1918, which is now section 4019, Kentucky Statutes, relating to the annual tax rate for State purposes and classifying certain real estate for taxation and fixing the annual tax rate thereon.

To Committee on Revenue and Taxation.

By Mr. Vance.

H. B. 206. An act establishing as a State primary road the road known as the Edmonton and Burkesville road from Edmonton, in Metcalfe County, to its intersection with the road leading from Glasgow to Burkesville, in Cumberland County, which is project No. 40.

To Committee on Public Roads and Highways.

By Mr. Drury:

H. B. 207. An act to repeal chapter 215 of the Acts of the General Assembly passed at the December session of 1841 and approved February 17, 1842, entitled: "An act to repeal all acts or parts of acts declaring Dix River a naviable stream, and for other purposes."

To Committee on Court of Appeals.

By same:

H. B. 208. An act to amend and re-enact section 2 of chapter 115 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to require owners of dams across certain streams in this Commonwealth to construct and maintain fish ladders or roads across said dams, and providing penalties for failure so to do," which section 2 of said chapter is section 1392a-2 of Carroll's 1922 edition of Kentucky Statutes.

To Committee on Court of Appeals.

By same:

H. B. 209. An act to amend and re-enact chapter 116 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled "An act to prevent the obstruction of navigable streams of this Commonwealth," which chapter is section 1392b of Carroll's 1922 edition of Kentucky Statutes.

To Committee on Court of Appeals.

The committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. Strange of the Committee on Public Roads and Highways:

H. B. 42. An act providing that whoever furnishes work or labor, material or supplies, fixtures or machinery or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of such leasehold shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, material or supplies, fixtures of machinery, or other thing of value and providing method for the enforcement of such lien.

By Mr. Miller of the Committee on Kentucky Statutes:

H. B. 12. An act providing for additional supervision and regulation of the transportation of persons, for compensation, over public highways by motor propelled vehicles; defining automobile transportation companies; providing for additional supervision and regulation thereof by the State Highway Commission or its successors; providing for the assessment and collection of fees and taxes thereon, and provid-

ing for the enforcement of the provisions of this act and punishment for violations thereof.

By Mr. Bennett of the Committee on Circuit Courts:

H. B. 26. An act to amend subdivision 1, section 965 of Carroll's Kentucky Statutes, sixth edition 1922, and changing the time of holding court in the thirty-sixth judicial district of Kentucky in the counties of Wolfe, Morgan and Magoffin and declaring an emergency.

H. B. 3. An act to change and fix time of terms of courts in the tenth judicial district.

H. B. 8. An act to amend section 965, Carroll's Kentucky Statutes, changing the time of holding the regular terms of circuit court in the 27th judicial district.

H. B. 43. An act to amend, extend, revise and re-enact section 971 of Carroll's 1915 edition of the Kentucky Statutes, relating to special judges of circuit courts.

With an amendment thereto.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the calendar.

The House took up for consideration from the calendar, bills of the following titles, viz.:

H. B. 20. An act relating to fiscal courts composed of county judge and county commissioners, amending and re-

enacting section 1850 and subsection 6 of section 1851b, Kentucky Statutes, Carroll's edition, 1922.

H. B. 21. An act relating to county patrols, their appointment, qualification, duties, compensation and removal in counties having cities of the first class and amending and repealing and re-enacting sections 3780, 3783 and 3784, Kentucky Statutes, Carroll's edition 1922.

Ordered that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered that said bills be placed in the orders of the day.

A message was received from the Senate announcing that they had concurred in a concurrent resolution which originated in this House, of the following title, viz.:

Concurrent resolution providing for the election of a State Librarian.

The hour of eleven o'clock a. m. having arrived, that being the hour for the execution of the joint special order of the day, to-wit: the election of a State Librarian to succeed Mrs. Grace Garrett Hendrix whose term of office will expire on the first Monday in June, 1924.

The Senate of Kentucky in order, entered upon the floor of the hall of the House of Representatives and in pursuance to a concurrent resolution heretofore adopted by both Houses of the General Assembly, the Hon. Henry H. Denhardt, Lieutenant Governor and President of the Senate, took the

chair and presided. The Hon Samuel W. Adams, Speaker of the House of Representatives, took his seat on the right of the Lieutenant Governor.

The two Houses of the General Assembly were convened in Joint Assembly, the same being composed of a majority of all the members elected to each House.

The roll was called and the following Senators and Representatives answered to their names, viz.:

In Senate:

H. P. Atwood	Pal Garner	J. F. Porter
H. V. Bell	Harry F. Green	Jas. R. Rash
Newton Bright	Arch Hamilton	B. F. Reynolds
Henry S. Caywood	J. W. James	Lewis Ryan
J. B. Clark	Griffin Kelly	R. C. Simmons
Henry M. Cline	J. W. Kainnaird	E. D. Stephenson
Frank M. Dacher	John A. Lee	Thos. R. Welch
A. A. Demunbrum	H. S. McElroy	Frank M. White
W. M. Duffy	B. M. Muster	J. D. Whiteaker
Walter G. Dycus	Wm. A. Perry	

In House of Representatives:

W. L. Agee	W. J. Brandenburg	G. L. Drury
W. B. Ardery	W. B. Bush	H. C. Duffy
T. H. Baker	J. G. Campbell	Wm. M. Duncan
A. J. Baldridge	R. J. Cain	D. E. Edwards
J. H. Baughman	Sherman Chasteen	G. W. Eller
L. D. Bax	Lee Clark	J. O. Evans
W. B. Belknap	Sam Cole	H. M. Fultz
Homer Beliles	F. W. Collings	O. C. Gartin
C. W. Bennett	L. F. Coomes	T. H. Golden
J. E. Bickett	J. L. Cushing	J. E. Hadden
S. A. Blackburn	B. F. Day	W. R. Haselwood
W. M. Boling	G. Givens Dixon	H. C. Hawkins
Wm. H. Bornhorst	J. R. Dorman	J. W. Howard
J. F. Bosworth	E. J. Doss	R. O. Huntsman

L. J. Jeter	J. W. Martin	W. M. Simpson
Hector Johnson	E. B. Miller	Geo. W. Smith
J. Roy Johnson	Harry Miller	A. W. Stamper
A. J. Jolly	G. W. Morgan	F. L. Strange
D. C. Jones	J. L. Morgan	H. Q. Thompson
H. J. Kegley	Wm. J. Moore	D. D. Thornberry
T. H. King	E. D. Morris	W. S. Tinsley
T. J. Knight	Chas. A. Nelson	N. I. Toombs
John H. Lawson	F. V. Nunnelly	J. Wood Vance
I. T. Layman	E. E. Palmore	M. E. Vaughan
Oscar Leibson	J. J. Patterson	C. D. Vincent
Leon P. Lewis	G. L. Perryman	W. S. Wallen
Leroy Lewis	H. A. Pulliam	E. C. Walker
Martin Light	V. H. Redwine	W. D. Watkins
J. T. Linton	J. L. Richardson	C. Westerfield
J. Will McFarlin	J. E. Robbins	F. E. Wilson
W. J. McMurry	Arthur Saunders	S. W. Adams
R. D. McMurtry	G. W. Shadoan	
J. L. Manning	Lee L. Simons	

It appearing that a quorum was present the President of the Senate announced that nominations for the office of State Librarian were now in order.

Senator T. R. Welch named Mrs. J. Campbell Cantrill of the county of Scott as a suitable person to fill said office.

Mr. Agee named Mrs. Grace Garrett Hendrix from the county of Clark as a suitable person to fill said office.

The vote being taken between the two parties named, it resulted as follows, viz.:

In Senate:

For Mrs. J. Campbell Cantrill:

H. P. Atwood	Newton Bright	Frank M. Dacher
H. V. Bell	Henry S. Caywood.	W. M. Duffy

Harry F. Green	H. S. McElroy	R. C. Simmons
Arch Hamilton	B. M. Muster	E. D. Stephenson
J. W. James	Wm. A. Perry	Thos. R. Welch
Griffin Kelly	J. F. Porter	J. D. Whiteaker
J. W. Kainnaird	Jas R. Rash	
John A. Lee	B. F. Reynolds	—22

For Mrs. Grace Garrett Hendrix:

H. M. Brock	J. C. Flener	White L. Moss
J. B. Clark	Pal Garner	Lewis Ryan
Henry M. Cline	J. S. Haselden	C. B. Truesdell
A. A. Demunbrum	W. O. Mays	Frank M. White
		—12

In House of Representatives:

For Mrs. J. Campbell Cantrill:

W. B. Ardery	J. O. Evans	Chas. A. Nelson
J. H. Baughman	T. H. Golden	F. V. Nunnelly
L. D. Bax	J. E. Hadden	J. J. Patterson
W. B. Belknap	W. R. Haselwood	V. H. Redwine
C. W. Bennett	H. C. Hawkins	J. F. Reed
J. E. Bickett	J. W. Howard	J. E. Robbins
S. A. Blackburn	L. J. Jeter	Arthur Saunders
W. M. Boling	A. J. Jolly	Lee L. Simons
W. J. Brandenburg	H. J. Kegley	W. M. Simpson
W. B. Bush	T. H. King	Geo. W. Smith
Sam Cole	T. J. Knight	A. W. Stamper
F. W. Collings	I. T. Layman	F. L. Strange
L. F. Coomes	Leon P. Lewis	D. D. Thornberry
J. L. Cushing	Martin Light	N. I. Toombs
B. F. Day	J. T. Linton	J. Wood Vance
G. Givens Dixon	J. Will McFarlin	M. E. Vaughan
J. R. Dorman	W. J. McMurry	W. S. Wallen
E. J. Doss	J. W. Martin	E. C. Walker
G. L. Drury	E. B. Miller	W. D. Watkins
Wm. M. Duncan	Harry Miller	C. Westerfield
D. E. Edwards	E. D. Morris	S. W. Adams
		—63

For Mrs. Grace Garrett Hendrix:

W. L. Agee	R. O. Huntsman	Wm. J. Moore
T. H. Baker	Hector Johnson	E. E. Palmore
A. J. Baldridge	J. Roy Johnson	G. L. Perryman
Homer Beliles	D. C. Jones	J. L. Richardson
J. F. Bosworth	John H. Lawson	G. W. Shadoan
J. G. Campbell	Oscar Leibson	H. Q. Thompson
R. J. Cain	Leroy Lewis	W. S. Tinsley
Sherman Chasteen	R. D. McMurtry	C. D. Vincent
G. W. Eller	J. L. Manning	F. E. Wilson
H. M. Fultz	G. W. Morgan	
O. C. Gartin	J. L. Morgan	—31

It appearing that Mrs. J. Campbell Cantrill had received a majority of all the votes cast in the Senate and in the House of Representatives in joint session, a majority of all the members elected to each House being present and voting.

The Hon. Henry H. Denhardt, Lieutenant Governor and President of the Senate, presiding over the Joint Assembly announced that the said Mrs. J. Campbell Cantrill was duly elected to the office of State Librarian for the term of four years beginning on the first Monday of June, 1924.

The Journals of the two Houses relating to the election of the said State Librarian were then compared in open session and approved.

Senator Perry offered the following joint rules, viz.:

JOINT RULES

January Session 1924.

When it is not otherwise provided by law, the members of the Senate and House of Representatives, in the selection of all officers elective by the General Assembly as entirety, shall be convened in joint meeting, and unless differently prescribed by law a majority of the members of the two bodies

shall constitute a quorum in joint session for the transaction of all business before it.

All joint meetings of the Senate and House of Representatives, shall be held in the hall of the House of Representatives, and in all cases in which the date of any such meeting is not fixed by law the time shall be designated and fixed by the order of the Speaker of the House of Representatives, which order shall be entered upon the Journal of the House by the clerk thereof and a copy of said order shall be certified and delivered to the clerk of the Senate, who shall enter the same upon the Journal of that body.

At all such meetings the President of the Senate, if he be not personally interested in the business before the joint meeting, and in that event, the Speaker of the House, if he be not under like disqualifications, shall preside, preserve decorum, put questions, decide all points of order and perform the duties usually discharged by presiding officers. The clerk of the Senate shall be chief clerk of the joint sessions, assisted by the clerk of the House. They shall enter upon the Journal of their respective bodies the proceedings of the Joint Assembly.

In recording any vote required to be entered upon the record the names of the Senators shall be first called, then those of the Representatives, and all questions shall be determined by a majority of the votes cast.

The Sergeant-at-Arms of the Senate assisted by the Sergeant-at-Arms of the House, shall perform the duties of that office in the joint meeting, and the doorkeeper of the House assisted by the doorkeeper of the Senate shall perform the duties of that office in the joint meetings.

The time of dissolving the joint meeting shall be controlled by itself, without reference to the hours of adjournment fixed by the rules for the government of the two bodies separately.

Said joint rules were adopted.

Senator Perry moved that the Joint Assembly do now dissolve.

Said motion was agreed to.

Upon the dissolution of the Joint Assembly, the Speaker resumed the chair.

Mr. Martin then moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, JANUARY 24, 1924.

The House was opened with prayer by the Reverend J. Howard Gibbons of the Protestant Episcopal Church of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	J. G. Campbell	J. O. Evans
W. B. Ardery	R. J. Cain	H. M. Fultz
T. H. Baker	Sherman Chasteen	O. C. Gartin
A. J. Baldridge	Lee Clark	T. H. Golden
J. H. Baughman	Sam Cole	J. E. Hadden
L. D. Bax	F. W. Collings	W. R. Haselwood
W. B. Belknap	L. F. Coomes	H. C. Hawkins
Homer Beliles	J. L. Cushing	J. W. Howard
C. W. Bennett	B. F. Day	R. O. Huntsman
J. E. Bickett	G. Givens Dixon	L. J. Jeter
S. A. Blackburn	J. R. Dorman	Hector Johnson
W. M. Boling	E. J. Doss	J. Roy Johnson
Wm. H. Bornhorst	G. L. Drury	A. J. Jolly
J. F. Bosworth	H. C. Duffy	D. C. Jones
W. J. Brandenburg	Wm. M. Duncan	H. J. Kegley
W. B. Bush	D. E. Edwards	T. H. King
Allen B. Cammack	G. W. Eller	T. J. Knight

John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
C. W. Ryans
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Huntsman offered the following resolution, viz.:

Resolved that the House of Representatives, Kentucky General Assembly, session of 1924, hereby express their great appreciation of the kind invitation extended by the General Assembly Ball Club, to the membership of this House, to attend the weekly balls to be given by the said club throughout the session.

Said resolution was adopted.

Mr. Boling offered the following resolution, viz.:

Whereas, the booklet "Who's Who" is of invaluable help to the members of the House of Representatives, now therefore,

Be it resolved by the House of Representatives, that we extend our thanks to W. S. Kaltenbacher, editor of this book-

let, for the gift of "Who's Who" to the members of the House of Representatives.

Said resolution was adopted.

The Speaker by virtue of and in pursuance to

S. Res. 2. Resolution providing for necessary help for the Senate and House of Representatives.

Announced the following appointments, viz.:

Mrs. Jane Adams Clay, stenographer to the Chief Clerk of the House.

Miss Mary Jo Waters, stenographer to the Speaker.

Mrs. George W. Smith, Assistant Enrolling Clerk.

T. M. Fithian, Phil McCann and Peter Welsh, Assistant Doorkeepers.

And Cecil Sparks, Page to the Speaker.

And directed the Chief Clerk of the House to issue vouchers upon the Anditor of Public Accounts for the per diem as provided in said resolution.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed, and referred as follows, viz.:

By Mr. Simpson:

H. B. 210. An act establishing and making the road leading from Burlington, the county seat of Boone County, Kentucky, to Florence, in Boone county, Kentucky, a part of the

primary system of State highways of the Commonwealth of Kentucky and designating said road as project No. 5A-1.

To Committee on Public Roads and Highways.

By same:

H. B. 211. An act to amend section 5 of chapter 17 of the Acts of 1920, project No. 13, relating to the system of primary State roads.

To Committee on Public Roads and Highways.

By Mr. Cain:

H. B. 212. An act to amend chapter 17 of the Acts of 1920 by adding project No. ....., extending from Hawesville by way of Patesville to a point on project 12 near Foresville.

To Committee on Public Roads and Highways.

By same:

H. B. 213. An act to amend chapter 17 of the Acts of 1920 by adding project No. ....., extending from Garfield on project 8 to Cecelia on project 12 by way of Custer, Dyer and Constantine.

To Committee on Public Roads and Highways.

By Mr. Jolly:

H. B. 214. An act establishing and designating the Ohio River leading from Covington to Ashland, via Newport, Bellevue, Dayton, Silver Grove, Melbourne, California, Mentor, Foster, Augusta, Dover, Maysville, Vanceburg and

Greenup a part of the primary system of State highways adopted by the General Assembly of the Commonwealth of Kentucky and recorded as such in chapter 17, section 5, Acts of 1920; which is now article 2, section 4356t-5, Carroll's Statutes, edition of 1922; said project to be known as the Inglis Highway in honor of the first white woman in Kentucky.

To Committee on Public Roads and Highways.

By Mr. Walker:

H. B. 215. An act to enable the Board of Sinking Fund Commissioners to purchase ground contiguous to the State Capitol.

To Committee on State Capitol.

By Mr. Wilson:

H. B. 216. An act relating to office and officers.

To Committee on County and City Courts.

By Mr. Dixon:

H. B. 217. An act authorizing the sale of property heretofore or hereafter acquired and owned by any county or counties of this State, to be used for or to establish a sanatorium for the treatment of tuberculosis, where such property has ceased to be used for such purpose, or in the judgment of the fiscal court of any such county or counties the property so acquired and owned by it or them is not being and cannot be maintained and successfully used for such purpose.

To Committee on Public Health.

By Mr. Leon Lewis:

H. B. 218. An act to repeal and re-enact sections 2, 3 and 7 of an act concerning conveyances approved March 23, 1910, being sections 502, 503 and 514 of chapter 29 of the Kentucky Statutes compiled by John D. Carroll and issued in 1922, the act to be hereby amended being chapter 82 of the Acts of 1910, the title to said act to be hereby amended is fully set out in the said chapter 82 of said acts of 1910, reference to which is hereby made for any necessary description of said title.

To Committee on Judiciary.

By same:

H. B. 219. An act to amend an act entitled "An act to amend the school laws of cities of the first class," approved March 15, 1912.

To Committee on Municipalities.

By Mr. Watkins:

H. B. 220. An act to prohibit trespassing upon railroads. trains, engines and cars, to prevent interference with the air brakes and couplings on same, and repealing section 805 of Carroll's Kentucky Statutes, 1922 edition.

To Committee on Kentucky Statutes.

By Mr. Dorman:

H. B. 221. An act to permit mutual fire and windstorm insurance companies and co-operative and assessment fire and windstorm insurance companies organized under the laws of the State of Kentucky to make re-insurance treaties or re-insurance contracts, and to cede or accept from other insurance companies or other insurer insurance or re-insurance.

To Committee on Insurance, Fire and Marine.

By Mr. Baldridge:

H. B. 222. An act to amend and re-enact section 1541, Carroll's Kentucky Statutes, sixth edition, relative to pay of election officers.

To Committee on Suffrage and Election.

By Mr. Cushing:

H. B. 223. An act relating to the inspection of oils, abolishing the office of "oil inspector," creating the office of oil tester and gauger; providing for the payment of said officers and disposing of the inspection fees collected.

To Committee on Kentucky Statutes.

By same:

H. B. 224. An act to provide for the relief of the needy blind in the counties.

To Committee on Kentucky Statutes.

By Mr. Campbell:

H. B. 225. An act amending chapter 17, Acts 1920, relating to roads and bridges, by striking the word "Dwarf" from project No. 4 in said act, and inserting in lieu thereof the words "Chavies and Napfor," so that project No. 4, when so amended will read as follows:

Project No. 4. Winchester to Whitesburg, via Campton, Jackson, Chavies, Napfor and Hazard.

To Committee on Public Roads and Highways.

By Mr. Hawkins:

H. B. 226. An act to amend section 201c-3, volume 3 of the Kentucky Statutes, being 1918 supplement to Carroll's edition of 1915.

To Committee on Education No. 2.

By Mr. Pulliam:

H. B. 227. An act to amend sections 1961, 3914b and 1328a of Carroll's Kentucky Statutes, canceling the franchise for race track gambling.

To Committee on Kentucky Statutes.

By Mr. E. B. Miller:

H. B. 228. An act concerning the construction and maintenance of certain public roads, highways and bridges.

To Committee on Public Roads and Highways.

By Mr. Howard:

H. B. 229. An act to amend section 1, subsection 4, article 13, chapter 22 of the Acts of 1906, being an act entitled: "An act relating to revenue and taxation," and being section 4229 of Carroll's Kentucky Statutes, sixth edition 1922.

To Committee on Insurance, Fire and Marine.

By same:

H. B. 230. An act appropriating twenty-five thousand dollars annually for the establishment, operation and maintenance of a sub-experiment station under the direction of the Agricultural Experiment Station of the University of Kentucky, prescribing the purpose of the sub-experiment station and the manner in which the appropriation is to be paid.

To Committee on State University.

By Mr. Tinsley:

H. B. 231. An act amending and re-enacting chapter 49, ferries (General Statutes, chapter 42), Carroll's Kentucky Statutes, edition of 1922, requiring owners and operators of ferries of general public importance to improve approaches thereto and to keep danger signals thereon.

To Committee on Internal Improvements.

By Same:

H. B. 232. An act amending and re-enacting section 2740, article 1, chapter 89, Carroll's Kentucky Statutes, edition of 1922, relating to municipal corporations, by adding the following words to the list of cities of the fifth class: "Beaver Dam, Ohio County."

To Committee on Cities of Fifth and Sixth Class.

By Mr. Doss:

H. B. 233. An act relating to conveyance of real estate.

To Committee on Kentucky Statutes.

By same:

H. B. 234. An act authorizing the Banking Commissioner to order an audit of banks, trust companies and building and loan associations.

To Committee on Banks and Banking.

By same:

H. B. 235. An act to require monthly meetings of the boards of directors of banks and trust companies.

To Committee on Banks and Banking.

By Mr. Strange:

H. B. 236. An act relating to revenue and taxation and imposing a license tax on persons, firms, corporation or associations engaged in the production of coal in this State and prescribing penalties for a violation of the provisions of this act.

To Committee on Revenue and Taxation.

By Mr. E. D. Morris:

H. B. 237. An act relating to weights and measures.

To Committee on Agriculture.

By same:

H. B. 238. An act relating to revenue nad taxation.

To Committee on Revenue and Taxation.

By Mr. Bennett:

H. B. 239. An act to facilitate law enforcement by authorizing injunctions for violations and specifying the procedure of enforcing this law.

To Committee on Law Enforcement.

By Mr. Hadden:

H. B. 240. An act relating to licenses.

To Committee on Kentucky Statutes.

By Mr. Richardson:

H. B. 241. An act to amend section 1772 of the Kentucky Statutes and to re-enact the same as so amended.

To Committee on Kentucky Statutes.

By same:

H. B. 242. An act for the benefit of the Citizens National Hospital (Colored), of Louisville, Kentucky, a body corporate, created by an act of the General Assembly of the Commonwealth of Kentucky, approved April 24, 1888, and appropriating the sum of twenty-five thousand dollars for improvements and equipment of the Citizens National Hospital (colored), and the sum of fifteen thousand dollars annually for the maintenance of the Citizens National Hospital (colored).

To Committee on Appropriations.

By Mr. Cammack:

H. B. 243. An act to amend subsection 15 of section 965 of Kentucky Statutes, Carroll's edition, changing the terms of circuit court in Gallatin and Owen counties of fifteenth judicial district.

To Committee on Circuit Courts.

By same:

H. B. 244. An act entitled "An act repealing section 1343, subsection 10 of article IV, chapter 36, Carroll's Kentucky Statutes, regulating the operation of traction or portable engines on highways, private passways and lanes of this State.

To Committee on Public Roads and Highways.

The House took up for consideration from the calendar, bills of the following titles, viz.:

H. B. 42. An act providing that whoever furnishes work or labor, materials or supplies, fixtures or machinery or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of such leasehold shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, material or supplies, fixtures or machinery, or other thing of value and providing method for the enforcement of such lien.

H. B. 12. An act providing for additional supervision and regulation of the transportation of persons, for compensa-

tion, over public highways by motor propelled vehicles; defining automobile transportation companies; providing for additional supervision and regulation thereof by the State Highway Commission or its successors; providing for the assessment and collection of fees and taxes thereon, and providing for the enforcement of the provisions of this act and punishment for violations thereof.

H. B. 26. An act to amend subdivision 1, section 965 of Carroll's Kentucky Statutes, sixth edition 1922, and changing the time of holding court in the thirty-sixth judicial district of Kentucky in the counties of Wolfe, Morgan and Magoffin, and declaring an emergency.

H. B. 5. An act to change and fix time of terms of courts in the tenth judicial district.

H. B. 8. An act to amend section 965, Carroll's Kentucky Statutes, changing the time of holding the regular terms of circuit court in the 27th judicial district.

H. B. 43. An act to amend, extend, revise and re-enact section 971 of Carroll's 1915 edition of the Kentucky Statutes, relating to special judges of circuit courts.

With an amendment thereto.

Ordered that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered that said bills be placed in the orders of the day.

A message was received from the Senate announcing that they had passed bills of the following titles, viz.:

1. S. B. 27. An act to authorize and confirm the sale by the Kentucky State Board of Agriculture to the Ford Motor Company, incorporated, of 23.81 acres of land, more or less, in Jefferson County, Kentucky; and to provide for the purchase by the Kentucky State Board of Agriculture of 26.17 acres of land, more or less, for State Fair purposes out of the proceeds of the sale to the Ford Motor Company, and to authorize the said board to dispose of any portion of the 26.17 acres of land, more or less, as in their discretion is not suited for State purposes and to provide for the application of the proceeds of said sale to the payment of outstanding bonds of the board.

2. S. B. 41. An act to amend subdivision 1, section 965, of Carroll's Kentucky Statutes, sixth edition 1922, and changing the time of holding court in the 36th judicial district of Kentucky, in the counties of Wolfe, Morgan and Magoffin, and declaring an emergency to exist.

Ordered that said bills be printed and referred as follows, viz.:

1. To Committee on State Fair.

2. To Committee on Circuit Courts.

Mr. Simons moved that Miss Linda Bennett be appointed honorary page for the day without pay.

Said motion was agreed to.

The committees to which said bills had been referred, reported bills of the following titles, viz.:

By Mr. Boling of the Committee on Public Health:

H. B. 35. An act relating to State Board of Health.

By Mr. Knight of the Committee on Cities of Fifth and Sixth Class:

H. B. 52. An act to prohibit the running of stock at large in towns of the sixth class of this Commonwealth.

By Mr. Bush of the Committee on Public Libraries:

H. B. 88. An act requiring the State Librarian to furnish to the law library of the University of Kentucky sets of the Acts of the General Assembly, the Journals of the House and Senate, the Kentucky Reports, the advance sheets of the Kentucky Reports and the Code and Statutes.

By Mr. Thornberry of the Committee on Cities of the Second and Third Class.

H. B. 5. An act to provide for the construction of sewers in cities of the third class and to provide for the payment for same and repeal subsection 8 of section 3289, Kentucky Statutes, relating thereto.

(With and amendment thereto.)

By Mr. Robbins of the Committee on Judiciary:

H. B. 19. An act to repeal section 1 of chapter 221 en-

titled "An act relating to courts of justice," and their jurisdiction.

Said bills were severally read at length the first time and ordered to be placed on the calendar.

Mr. Knight moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, JANUARY 25, 1924.

The House was opened with prayer by the Reverend J. Howard Gibbons of the Protestant Episcopal Church of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	F. W. Collings	J. W. Howard
W. B. Ardery	L. F. Coomes	R. O. Huntsman
T. H. Baker	J. L. Cushing	L. J. Jeter
A. J. Baldridge	B. F. Day	Hector Johnson
J. H. Baughman	G. Givens Dixon	J. Roy Johnson
L. D. Bax	J. R. Dorman	A. J. Jolly
W. B. Belknap	E. J. Doss	D. C. Jones
Homer Beliles	G. L. Drury	H. J. Kegley
C. W. Bennett	H. C. Duffy	T. H. King
J. E. Bickett	Wm. M. Duncan	T. J. Knight
S. A. Blackburn	D. E. Edwards	John H. Lawson
W. M. Boling	G. W. Eller	Leon P. Lewis
J. F. Bosworth	J. O. Evans	Leroy Lewis
W. J. Brandenburg	H. M. Fultz	Martin Light
W. B. Bush	O. C. Gartin	J. T. Linton
J. G. Campbell	T. H. Golden	J. Will McFarlin
R. J. Cain	J. E. Hadden	W. J. McMurry
Lee Clark	W. R. Haselwood	R. D. McMurtry
Sam Cole	H. C. Hawkins	J. L. Manning

J. W. Martin	H. A. Pulliam	H. Q. Thompson
E. B. Miller	V. H. Redwine	D. D. Thornberry
Harry Miller	J. F. Reed	W. S. Tinsley
G. W. Morgan	J. L. Richardson	N. I. Toombs
J. L. Morgan	C. W. Ryans	J. Wood Vance
Wm. J. Moore	J. E. Robbins	M. E. Vaughan
E. D. Morris	Arthur Saunders	C. D. Vincent
Chas. A. Nelson	G. W. Shadoan	W. S. Wallen
F. V. Nunnelly	Lee L. Simons	E. C. Walker
E. E. Palmore	Geo. W. Smith	W. D. Watkins
J. J. Patterson	A. W. Stamper	C. Westerfield
G. L. Perryman	F. L. Strange	F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Moore moved that an indefinite leave of absence be granted to Mr. Chasteen.

Said motion was agreed to.

Mr. Drury moved that an indefinite leave of absence be granted to Mr. Cammack.

Said motion was agreed to.

Mr. Nelson moved that a leave of absence be granted to Mr. Layman for today.

Said motion was agreed to.

Mr. Knight moved that the privileges of the floor be extended to Hon. Stanley Reed, former member of this House.

Said motion was agreed to.

Thereupon the Speaker appointed Messrs. Knight and Strange as a committee to escort Mr. Reed to a seat on the floor of the House.

Mr. Walker moved that Master John Buchanan Clay be made an Honorary Page of this House for the session without pay.

Said motion was agreed to.

Mr. Strange moved that when the House adjourn today, it be to meet on Monday, January 28, at one o'clock p. m.

Said motion was agreed to.

Mr. Robbins offered the following resolution, viz.:

Whereas, the Honorable Loyal E. Knappen, Judge of the Sixth District of the United States Circuit Court of Appeals, embracing the states of Michigan, Ohio, Tennessee and Kentucky, has announced that he will retire from said position on this the 23rd day of January, 1924, and,

Whereas, the vacancy caused by such resignation or retirement will in the near future be filled by the President of the United States, and,

Whereas, of the twelve judges who have been appointed for the said district since its creation, three have been selected from the state of Tennessee, five from the state of Ohio, four from the state of Michigan, and,

Whereas, Kentucky is the only State embraced in the said judicial district which has never been honored with an appointment to this court, and,

Whereas, the Honorable Flem D. Sampson, Chief Justice of the Court of Appeals, merits the unbounded confidence of his countrymen, as jurist, scholar and statesman, irrespective of party politics, and is in every respect worthy to be the successor to the Honorable Judge who today retires from active duties to private life,

Be it resolved by the Kentucky House of Representatives:

That we unreservedly recommend to the President of the United States the name of the Honorable Flem D. Sampson,

as a suitable person to fill the position of judge of the Sixth District of the United States Circuit Court of Appeals to be made vacant by the retirement of the Honorable Loyal E. Knappen, and earnestly urge his appointment to same, and,

Be it further resolved, that a copy of this resolution be certified by the Chief Clerk of this House to the Honorable Calvin Coolidge, President of the United States of America.

Said resolution was adopted.

Mr. Nelson offered the following resolution, viz.:

Whereas, we have a law requiring all lobbyists to register with the Attorney General; therefore,

Be it resolved by the House of Representatives:

That the Attorney General furnish this House with a complete list of all lobbyists.

Said resolution was adopted.

Mr. Pulliam offered the following resolution, viz.:

Be it resolved, that committee be appointed by the Speaker to co-operate with a similar Senate committee, already authorized to meet with the Efficiency Commission to consider and recommend legislation which may be deemed necessary during the present session of the Legislature pursuant to the findings and recommendations of said commission.

Said resolution was adopted.

Mr. Moore offered the following resolution, viz.:

Resolved, that thanks and commendation are due and ex-

tended to the Speaker of this House for the courteous consideration shown the minority members of this House in making up the committee assignments.

Said resolution was adopted.

A message was received from the Senate, announcing that they had passed a bill which originated in that body of the following title, viz.:

S. B. 21. An act to amend section 185 of the Civil Code of Practice.

Ordered that said bill be printed and referred to Committee on Codes of Practice.

Upon a call of the counties and legislative districts. the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Haselwood:

H. B. 245. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly 1920, by adding thereto as project No. ....., beginning at Barlow, Ballard County and extending to Holloway Landing on the Ohio River in Ballard County opposite Mount City, Illinois, and making the same a part of the State primary system of highways

To Committee on Public Roads and Highways.

By Mr. Perryman:

H. B. 246. An act to amend an act relative to location of State highways.

To Committee on Public Roads and Highways.

By Mr. W. J. Moore:

H. B. 247. An act authorizing the boards of education of the cities in Kentucky and the county boards of education and the boards of trustees of independent graded school districts to provide for the education of children with defective eyesight, and for such purpose to provide special instruction for such children, and to secure and provide suitable books for such children.

To Committee on Education No. 2.

By Mr. Westerfield:

H. B. 248. An act relating to the inspection of illuminating oils and gasoline, abolishing the office of "oil inspector" and creating the office of oil tester and gauger; providing for the payment of said officers and disposing of the inspection fees collected.

To Committee on Kentucky Statutes.

By Mr. Redwine:

H. B. 249. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. ....., extending from Morehead by way of Sandy Hook to Louisa.

To Committee on Public Roads and Highways.

By Mr. Harry Miller:

H. B. 250. An act amending section 2282 of Kentucky Statutes, relating to trustees of jury fund.

To Committee on Circuit Courts.

By Mr. Robbins:

H. B. 251. An act to amend and re-enact sections 112-3 and 112-4 of the Kentucky Statutes, Carroll's edition, 1922, relating to the office of Attorney General, his assistants and clerical employes, and providing for their compensation and expenses when called on business from the Capitol, abolishing the office of Chief Law Clerk and creating in lieu thereof the office of Fourth Assistant Attorney General and fixing his salary.

To Committee on Judiciary.

By Mr. Wilson:

H. B. 252. An act to amend and re-enact section 127 of Kentucky Statutes, Carroll, 1915, relating to the county attorney, his duties to prosecute and defend actions, and to assist the Commonwealth's attorney.

To Committee on Kentucky Statutes.

By Mr. Nelson:

H. B. 253. An act to define the qualifications of members of the State Board of Charities and Corrections; to define the qualifications of the Commissioner of Public Institutions; to define the qualifications of wardens of the State Penitentiaries; to define the qualifications of superintendents of State hospitals; and to define the qualifications of all other officers and employees appointed by the State Board of Char-

ities and Corrections or by the Commissioner of Public Institutions, or appointed under the act creating the State Board of Charities and Corrections.

To Committee on Charitable Institutions.

By Mr. Simons:

H. B. 254. An act relating to registration for elections in cities and towns having a population of five thousand inhabitants or more.

To Committee on Suffrage and Elections.

By Mr. Bax:

H. B. 255. An act requiring street railways in cities of the first class, operating in this Commonwealth, to employ a crew of not less than one motorman and one conductor on each car operated therein.

To Committee on Municipalities.

By Mr. Leon P. Lewis:

H. B. 256. An act to amend and re-enact subsection 6, section 1550 of the Kentucky Statutes, Carroll's 1915 edition, as previously amended by chapter 156 of the Acts of 1920, and as further amended by chapter 99 of the Acts of 1920.

To Committee on Suffrage and Elections.

By Mr. Baldridge:

H. B. 257. An act to amend section 6 of chapter 35 of the Acts of the General Assembly of Kentucky for the year

of 1914, and as amended by the act of the General Assembly of Kentucky for 1918, which is an act relating to and granting pensions to indigent and disabled Confederate soldiers.

To Committee on Confederate Home.

By Mr. Edwards:

H. B. 258. An act to provide for wash rooms in certain employments to protect the health of employees and secure public comfort.

To Committee on Public Health.

By Mr. Doss:

H. B. 259. An act to amend section 577, Kentucky Statutes, pertaining to the minimum capital stock of banks.

To Committee on Banks and Banking.

By Mr. Doss:

H. B. 260. An act to require the bonding of the active officers and employes of banks and trust companies.

To Committee on Banks and Banking.

By Mr. Morris:

H. B. 261. An act relating to schools.

To Committee on Education No. 1.

By Mr. Blackburn:

H. B. 262. An act to amend section 5 of project No. 32 relating to establishing and designing a primary system of State highways.

To Committee on Public Roads and Highways.

By Mr. Bosworth:

H. B. 263. An act to amend and re-enact sections 2447-2 and 2447b of chapter 78, Kentucky Statutes, Carroll's edition, 1922, which chapter is entitled Library, State.

To Committee on Kentucky Statutes.

The committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. Wallen of the Committee on Revenue and Taxation:

H. B. 13. An act relating to revenue and taxation, repealing an act approved March 29, 1918, being chapter 122 of Session Acts, and also known as sections 4223-c1, 4223-c2, 4223-c3, 4223-c4, 4223-c5, 4223-c6, 4223-c7, 4223-c8, 4223-c9, volume 3, of Carroll's 1915 Kentucky Statutes and re-enacting same with certain amendments; fixing the annual tax rate on such oil and gas leases and rights as are either non-producing or under which crude oil is produced, together with all wells thereon and tools, equipment material and property of every kind used or intended to be used in the development or operation of such wells, leases or rights, subject to taxation; fixing the date of assessment; prescribing by whom the tax shall be paid; limiting the local rate of ad valorem taxes on such property; providing for the distribution of the fund derived from suc h taxation; providing for the assessment, equalization and collection of the tax.

By Mr. Boling, of the Committee on Public Health:

H. B. 18. An act to create a Board of Chiropractic Examiners and to regulate the practice of chiropractic and to provide penalties for violation of this act and to prohibit the practice of any other mode or system under the name of chiropractic.

By same:

H. B. 31. An act to amend and re-enact chapter 42A, section 1599A, subsection 8 and subsection 1 of subsection 8a of Carroll's Kentucky Statutes, 1915 edition, entitled: "An act to establish a State Board of Embalming, defining the duties thereof, to provide for the better protection of life and health, and to prevent the spread of contagious diseases, to regulate the practice of embalming and undertaking in connection with the care and disposition of the dead, and to provide a penalty for the violation thereof."

By Mr. Day, of the Committee on Confederate Home:

H. B. 44. An act to repeal subsection 22 of section 415b, chapter 22b, Carroll's Kentucky Statutes, and to amend subsections 5, 6, 9 and 10 of section 415b of said Statutes.

Together with an amendment thereto.

By Mr. Watkins, of the Committee on State Fair:

H. B. 101. An act to appropriate money for the erection of a poultry building on the Kentucky State Fair Grounds.

Together with an amendment thereto by way of a substitute therefor.

With the expression of opinion that same ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

The committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. Wallen, of the Committee on Revenue and Taxation:

H. B. 49. An act to amend section 1, chapter 122 of the Acts of 1918, so as to increase the annual license or franchise tax on the production of crude petroleum from one per cent of its market value to two per cent of its market value.

By Mr. Boling, of the Committee on Public Health:

H. B. 25. An act granting to the county health board and authorities power to appoint an inspector of plumbing in each county in this state, defining the duties of said office, providing for the compensation of the incumbert thereof, and fixing a penalty for the violation of any of the provisions of this act.

With the expression of opinion that said bills ought not to pass.

The question being taken on ordering said bills to a reading, the opinion of the committees to the contrary notwithstanding, it was decided in the negative.

And so said bills were rejected.

The House took up for consideration from the calendar, bills of the following titles, viz.:

H. B. 35. An act relating to State Board of Health.

H. B. 52. An act to prohibit the running of stock at large in towns of the sixth class of this Commonwealth.

H. B. 88. An act requiring the State Librarian to furnish to the law library of the University of Kentucky sets of the Acts of the General Assembly, the Journals of the House and Senate, the Kentucky Reports, the advance sheets of the Kentucky Reports and the Code and Statutes.

H. B. 5. An act to provide for the construction of sewers in cities of the third class and to provide for the payment for same and repeal subsection 8 of section 3299, Kentucky statutes, relating thereto.

With an amendment thereto.

H. B. 19. An act to repeal section 1 of chapter 281, entitled "An act relating to courts of justice" and their jurisdiction.

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the orders of the day.

The hour of eleven-fifteen o'clock having arrived, Mr. Strange moved that the rules be suspended and that the House take up for consideration the orders of the day.

Said motion was agreed to.

The House took up for consideration from the orders of the day, bills of the following titles, viz.:

H. B. 21. An act relating to county patrols, their appointment, qualifications, duties, compensation and removal in counties having cities of the first class and amending, repealing and re-enacting sections 3880, 3783 and 3784, Kentucky Statutes, Carroll's edition, 1922.

H. B. 20. An act relating to fiscal courts composed of county judge and county commissioners, amending and reenacting section 1850 and subsection 6 of section 1851B, Kentucky Statutes, Carroll's edition, 1922.

Mr. Simons moved that said bills be re-committed with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the orders of the day, a bill entitled, viz.:

H. B. 42. An act providing that whoever furnishes work or labor, materials or supplies, fixtures or machinery or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of such leasehold shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, material or supplies, fixtures or machinery, or other thing of value, and providing methods for enforcement of such lien.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Whoever furnishes work or labor, material or supplies, fixtures or machinery, or other thing of value to a lessee holding or owning a leasehold, or any right conferred by any lease, relating to oil, gas or other minerals, in the development or improvement of such leasehold, by contract with, or by the written consent of, the owner or the agent or representative of the owner of such leasehold, shall have a lien on the leasehold or the entire interest of the lessee, including oil or gas wells, machinery and equipment, to secure the payment for such work or labor, material or supplies, fixtures or machinery or other thing of value. If such work or labor is performed, material or supplies, fixtures or machinery or other thing of value furnished at the written request or by the written consent of any contractor, subcontractor or the agent of either, the lien herein given shall be for the benefit of whoever may furnish any or either of the things mentioned.

The lien herein provided for shall be effective against the leasehold, or the entire interest of the lessee therein, including all improvements thereon of any kind or character belonging to the lessee, and in addition to the amount of money due for the things above specified the lien shall cover all costs including a reasonable attorney's fee; said lien shall be superior to any mortgage or encumbrance created subsequent to the material or supplies, fixtures or machinery or other thing of value; and said lien if asserted as hereinafter provided shall relate back and take effect from the time of the commencement of the work or labor or the furnishing of the other thing mentioned herein. No person who has not contracted directly with the owner or holder of the leasehold or his agent or representative shall acquire a lien under this section unless he shall notify the owner of the leasehold to be held liable or his authorized agent or representative within thirty-five (35) days after the last item of work or labor or other things mentioned is furnished, of his intention to hold said property liable, and the amount for which he will claim

a lien; and provided that such lien shall not take precedence of a mortgage or other contract, lien or bona fide conveyance for value, without notice, duly recorded or lodged for record according to law, unless the person claiming such prior lien shall before the recording of such mortgage or other contract, lien or conveyance, have filed in the office of the county clerk of the county wherein he shall have performed work or labor, or furnished the other things herein mentioned or shall expect to perform work or labor, or furnish the other things herein mentioned as aforesaid, a statement showing that he has performed or furnished or that he expects to furnish such work or labor or other things herein mentioned and the amount in full thereof and his lien shall not as against the holder of said mortgage or other contract, lien or other conveyance, exceed the amount of the lien claimed or expected to be claimed as set forth in such statement.

The liens provided for herein shall not in any case be for a greater amount in the aggregate than the contract price of the original contractor and should the aggregate amount of liens exceed the price agreed upon between the original contractor and the owner, then there shall be a pro rata distribution of the original contract price among said lien holders. It shall be sufficient proof of the notice required herein that such notice was mailed to the last known address of the owner of the leasehold upon which the lien is claimed, or to his duly authorized agent or representative within the county in which the property to be held liable is located.

§ 2. If the lessee claims by executory contract, and if for any cause, such contract shall be rescinded or set aside, the lien aforesaid shall follow the leasehold into the hands of the person to whom the same may go, or with whom it may remain by reason of such rescission. If by such rescission the interest covered by the lease becomes vested in the lessor, the interest so covered by the lease shall be subject to said lien. If the lessee should be evicted from the possession of the leasehold by the judgment of a court, the lien shall nevertheless be effec-

tive against the leasehold and the improvements placed thereon by the lessee or those under whom he claims, while he or they were in possession.

In the event the lease shall expire or be forfeited or the lessee shall in any other way lose his rights thereunder, nevertheless the lien herein provided for shall be effective against the leasehold, whoever may be the owner thereof, to the extent of the interest held by the lessee at the time such work or labor was performed or the things herein mentioned furnished, and this shall be true, although the interest of the lessee may refer to the lessor. The lien holder may elect to remove any improvements from the premises if it can be done without material injury to any previous improvements on the leasehold and when such election is made, and such improvement is removed, the owner of the leasehold shall be given credit by the value of the improvements so removed and lien holder may enforce his lien to the extent of any balance remaining unpaid.

§ 3. The liens mentioned in the preceding sections shall be dissolved unless the claimant, within six (6) months after he ceases to work or labor, or to furnish the last of the other things herein mentioned, files in the office of the clerk of the county court in which such leasehold is situated, a statement of all amounts due him with such credits and set-offs known to him together with a description of the property intended to be covered by the lien, sufficiently accurate to identify it and the name of the lessee or owner of the leasehold, if known, and whether the work or labor was done or things herein mentioned furnished by contract with the lessee or with a contractor or subcontractor, which statement shall be subscribed and sworn to by the person claiming the lien or by someone in his behalf.

It shall be the duty of the clerk to endorse upon every such statement or account, the date of its filing and to make an abstract thereof in a book to be kept by him for that purpose, properly endorsed and indexed, containing the date of filing the account or statement, the name of the person seeking to enforce the lien, the amount claimed, the name of the person

against whose leasehold the lien is filed and a description of the leasehold and property which is charged with the same; for all of which the clerk shall receive, as full compensation, the sum of one ($1.00) dollar, from the person filing the account or seeking to enforce the lien, which shall be taxed and collected as other costs.

§ 4. The liens declared in this act shall be deemed as having been dissolved unless an action shall have been brought to enforce the same within twelve (12) months from the day of filing the account in the clerk's office as herein provided, but if the debtor shall die before the expiration of the time prescribed for bringing the action, a further period of six (6) months next after the qualification of his personal representative, shall be allowed within which the action may be brought.

§ 5. Actions to enforce liens declared in this act shall be by equitable proceedings and conducted as other proceedings in equity in similar cases.

§ 6. The liens declared in this act shall, if the lien holder complies with the requirements hereof, be valid and effective against any creditor of, or bona fide purchaser from, the lessee or owner of the property covered by such liens. The provisions of this act shall apply to and may be enforced against a married woman to the same extent and in the same way that it may be enforced against any other person.

§ 7. The lessee or owner or holder of the leasehold covered by the liens herein defined may at any time before a judgment is rendered, enforcing the lien, execute before the clerk of the county court in whose office the lien was filed, a bond for double the amount of the lien claimed with good sureties approved by the clerk, conditioned that the obligors will satisfy any judgment that may be rendered in favor of the person or persons asserting the lien. The bond shall be preserved by the clerk and upon its execution the lien upon the property shall be discharged and the person asserting the lien may make the obligors parties in any action to enforce his claim and any judgment recovered may be against all or any of the obligors in said bond.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
L. J. Jeter
Hector Johnson
D. C. Jones
H. J. Kegley
T. J. Knight
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Tinsley
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved that the title thereof be as aforesaid.

Mr. Strange moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the orders of the day, a bill entitled, viz.:

H. B. 12. An act providing for additional supervision and regulation of the transportation of persons, for compensation, over public highways by motor propelled vehicles; defining automobile transportation companies; providing for additional supervision and regulation thereof by the State Highway Commission or its successors; providing for the assessment and collection of fees and taxes thereon, and providing for the enforcement of the provisions of this act and punishment for violations thereof.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. (a) The term "corporation" when used in this act means a corporation, company, association or joint stock company.

(b) The term "person" when used in this act means an individual, a firm or a co-partnership.

(c) The term "Commission" when used in this act means the State Highway Commission of the State of Kentucky, or the director of public works or such other body or board as may succeed to the powers and duties now held by the State Highway Commission.

(d) The term "Auto Transportation Company" when used in this act means every corporation, person, firm or association or persons, their lessees, receivers or trustees however appointed, owning, controlling, operating or managing any motor propelled vehicle not usually operated on or over

rails used in the business of transporting persons, for compensation, over any public highway in this State between fixed termini or over a regular route and not operating exclusively within the incorporated limits of any city or town, provided, however, that the term "auto transportation company" as used in this act shall not include corporations or persans, their lessees, receivers or trustees, however appointed, insofar as they own, control, operate or manage taxicabs, hotel buses, school buses, buses used exclusively for funeral purposes, and shall not apply to taxicab companies not operating between fixed termini or over a regular route, and shall not prohibit them from making casual trips over the routes established under the provisions of this act.

(e) The term "public highway" when used in this act means every street, road or highway in this State.

(f) The words "between fixed termini or over a regular route" when used in this act mean the termini or route over which any auto transportation company usually or ordinarily operates any motor propelled vehicle, even though there may be departures from said termini or route, whether such departure be periodic or irregular. Whether or not any motor propelled vehicle is operated by any auto transportation company between fixed termini or over a regular route within the meaning of this act shall be a question of fact and the finding of the "commission" shall be final and shall not be subject to review.

(g) "Motor vehicles" as used herein shall mean any motor propelled vehicle, not usually operated over or on rails, or any vehicle operated for transportation of persons by any auto transportation company.

§ 2. No corporation or person, their lessees, receivers or trustees, however appointed, shall operate any motor propelled vehicle for the transportation of persons, for compensation, on any public highway of this State, except in accordance with the provisions of this act.

§ 3. The commission is hereby vested with power and authority, and it is hereby made its duty to grant certificates

to operate and to supervise and regulate every auto transportation company in this State; to fix any classification, rules and regulations of each such auto transportation company that they may deem necessary in addition to those imposed under the provisions of this act; to regulate the service and safety of operations of each such auto transportation company; to fix, alter and regulate the rates of tariff charged by such auto transportation company; to require the filing of annual or other reports and of any other data of such auto transportation companies, and to supervise and regulate auto transportation companies in all other matters affecting the relationship between such auto transportation company with the traveling public. The commission shall have power and authority, by general order or otherwise, to prescribe rules and regulations in conformity with this act, applicable to any and all such auto transportation companies; and within such limits shall have power and authority to make orders and to prescribe rules and regulations affecting auto transportation companies.

The commission may, at any time, by its order duly entered, after a hearing had upon ten days' notice to the holder of any certificate hereunder, and a reasonable opportunity to such holder to be heard, at which it shall appear that such holder without good cause violates or refuses to observe any of its orders, rules or regulations, suspend, revoke, alter or amend any certificate issued under the provisions of this act, but the holder of such certificate shall have all the rights of rehearing, review and appeal as to such order of the commission as is provided for in section 5 of this act.

§ 4. No auto transportation company shall hereafter operate for the transportation of persons, for compensation, between fixed termini or over a regular route in this State, without first having obtained from the commission, under the provisions of this act, a certificate declaring that public convenience and necessity require such operation, but a certificate shall be granted when it appears to the satisfaction of the commission that such person, firm or corporation was actually

operating in good faith, over the route for which such certificate shall be sought on January 1, 1923; provided, however, that if two or more persons were operating over the same route as of January 1, 1923, then the commission shall give preference to the one who has operated over said route the longest period of time. If two or more lines began operation on the same route on or about the same time, then the commission shall give preference to the one best equipped for the transportation of passengers and for the accommodation of the traveling public, as the commission may determine.

§ 5. In all matters in which the commission has power and authority under this act, it may hear applications and complaints, issue subpoenas and compel the attendance of witnesses and require persons to testify under oath; to administer oaths; to issue process, orders, opinions and decisions, but from which decisions of the commission, except the determination as to whether or not an auto transportation company is operating between fixed termini or over a regular route, an appeal may be taken to the circuit court of Franklin county, and an appeal may be taken from said circuit court to the Court of Appeals, provided that such appeals to the circuit court shall have precedence of all other cases pending, and such appeals to the Court of Appeals shall have precedence over all other appeals pending, and provided, further, that the proceedings had before the commission and the evidence heard before it shall be certified to the circuit court when an appeal is taken, and no other evidence shall be heard by the circuit court or the Court of Appeals.

§ 6. Neither this act nor any provision thereof shall apply or be construed to apply to commerce with foreign nations or commerce among the several states of this union, or business conducted for the United States government, except insofar as the same may be permitted under the provisions of the Constitution of the Unied States and the Acts of Congress.

§ 7. Every firm or corporation procuring a certificate of authority hereunder shall at the time of application for certificate to operate and annually on or before the first of March,

under the oath of the person constituting such company, if a person, or under the oath of the president, secretary, treasurer, superintendent or manager of such association or corporation, if an association or corporation, make and file with the commission a statement in such form as the commission may prescribe.

§ 8. The statement provided for in the preceding section shall, in addition to any other information required by the commission, contain:

1. The name of the company.

2. The nature of the company, whether a person or persons, association or corporation, and under the laws of what state organized.

3. The location of its principal office.

4. The name of and post office address of the president, secretary, auditor, treasurer, superintendent or manager.

5. The name of and post office address of the chief officer or managing agent of the company in this State.

6. The location of its termini between which it transacts an auto transportation business, and the complete route over which the applicant operates or desires to operate.

7. The number and seating capacity of motor propelled vehicles owned and used by such company for the transportation of persons.

8. The kind of motor vehicles to be used by such company.

9. The schedule upon which motor vehicles are operated.

10. The schedule showing the passenger rates to be charged between the several points.

§ 9. Whenever any auto transportation company shall apply to the commission for certificate to operate, the said applicant shall give notice of the filing of said application by publication made once a week for three weeks immediately prior to the day set for said hearing, in a newspaper of general circulation published in the locality through which the applicant proposes to operate. Such notice shall state the fact that such application has been made, the route proposed to

be operated, the number of motor vehicles to be used, the number of trips to be made daily, and the name and address of the applicant. The commission shall, after the filing of such application fix a date within thirty days for the hearing upon same, unless the commission in its discretion deems such hearing unnecessary and the best interests of the public require that said application be granted or refused without such hearing.

§ 10. Except as otherwise expressly provided, it shall be unlawful for any motor transportation company as defined in this act to operate in this Sate on any route, other than the route provided for in the certificate granted by the commission; or to fail or refuse to operate on the whole of the route, in the maner and at the time specified in the certificate; except in case of emergency due to the act of God or unavoidable accident or casualty or the route becoming impassable, or in case it becomes necessary to make temporary detours; and it shall be unlawful for any such motor transportation company to neglect or refuse to comply with and obey any and all regulations and orders of the commission and other statutory laws and regulations of the State of Kentucky governing and applying to such motor vehicles, provided, however, that nothing in this act shall prohibit a motor transportation company not operating between fixed termini or over a regular route, from making casual trips over routes established hereunder.

§ 11. No motor vehicle engaged in transportation for hire shall be permitted by its operator to carry a greater number of passengers, under any circumstances, than twenty per cent over its seating capacity or the number specified in the permit issued by the commission.

No passenger shall be permitted to ride upon the steps or the running board of any motor vehicle engaged in the public transportation of passengers for hire, nor upon the top of any motor vehicle engaged in public transportation of passengers for hire, unless such top has been designed and constructed for such use, and is properly provided with seats and

protecting railings, and authorized by permit issued by the commission.

§ 12. Immediate notice, in writing, shall be given to the commission of all accidents, which shall result in the loss of life or when the injury is of a serious nature.

§ 13. Whenever by reason of accident, disablement or breakdown of any motor vehicle, operation thereof pursuant to the schedule filed with the commissioner and in compliance with the conditions prescribed by this act is impossible, it shall be the duty of the owner or person or persons, association or corporation lawfully in possession thereof to make arrangements for making available a substitute motor vehicle to take the place thereof, in order that the schedule may be maintained. Such substitute motor vehicle shall be fully subject in all respects to the provisions of these rules insofar as the same are reasonably applicable.

§ 14. In all cases of interruptions to the regular service of motor vehicles, where such interruptions have continued or are likely to continue over a period of more than twenty-four hours, written, telephonic or telegraphic notice shall be given the commission of the character, cause and probable duration of the same, and the arrangements made or in progress for making available a substitute car as provided in section 13.

§ 15. It shall be unlawful for any person or persons, association or corporation engaged in the operation of one or more motor vehicles, under the provisions of this act, to withdraw any of the same from public service permanently without having first given the commission at least ten days' notice in writing of his, their or its intention to do so.

§ 16. Each and every person, firm or corporation operating under this act shall at all times maintain at the beginning and ending of each termini, good, clean and sufficient waiting rooms for passengers intending to take advantage of or use the transportation by them afforded.

§ 17. Each and every company or person operating vehicles under this act shall publish at least once each month in

some newspaper published in the county or counties through which the same shall operate, a time table giving the hour of arrival and departure of its vehicles from and to such terminus in, from and to such cities, and upon any change thereof, such notice shall be published as is above required; provided, that no change in schedule may be effectuated without a notice of at least five days' publication.

§ 18. Each and every owner or operator of a motor vehicle under this act shall have displayed at all times on each side and on the rear of such vehicles, the name of the owner, the number of the vehicle and the home address, that is, the place of its starting terminal. Such company shall also require the driver of such vehicle to wear a distinctive uniform, with the name of the owner of said vehicle on the coat and cap of said uniform, and the name of the driver shall also be posted in a conspicuous place in said vehicle.

§ 19. Representatives of the State Highway Commission are authorized at any and all times and places to make inspection under the provisions of this act and will be provided with appropriate badges for identification. They shall have the right to enter into or upon any motor vehicle to which this act is applicable for the purpose of ascertaining whether or not the provisions of this act, the rules or regulations of the commission, or any of them, have been violated. Wilful refusal of the operator of any such motor vehicle to stop the same when ordered to do so by any such representative of the commission, or to permit any such representative to enter into or upon the same for the purpose aforesaid or to display the permit issued for such motor vehicle upon his demand shall be sufficient ground for the revocation or suspension of such permit.

§ 20. Each and every auto transportation company now or hereafter operating a line or lines of passenger transportation by means of motor vehicles shall pay the following fees, to-wit:

For each motor vehicle operating between fixed termini or over a regular route, capable of carrying six passengers or

more, up to sixteen passengers, $2.50 for each and every passenger seat or space; for each and every vehicle capable of carrying sixteen or more passengers, up to and including twenty, $5.00 per seat or space capable of carrying passengers; and a fee of $10.00 per seat or carrying space, for each and every vehicle or motor car carrying or capable of carrying more than twenty persons.

In addition to the above fees there shall be paid to the treasurer on each and every vehicle, the net weight of which exceeds 5,000 pounds, $1.00 per hundred pounds on each pound in excess of 5,000 pounds.

§ 21. All amounts required to be paid under section 20 of this act shall be paid to the Treasurer of the State of Kentucky, on or before the first day of March of each year for the calendar year, provided, however, that if any auto transportation company shall obtain a certificate after March 1st of any year, it shall pay when it shall obtain the certificate its proportionate part of the amount set out in section 20 hereof for the remainder of the calendar year.

§ 22. Upon the payment of the fees provided for in this act to the Treasurer of the State of Kentucky, the Treasurer shall make out and deliver to the auto transportation company so paying a receipt for the payment by such company of the fees herein provided.

§ 23. After the payment of all expense incident to the enforcement of this act, all fees received by the Treasurer of State, under the provisions of this act, shall be credited to a fund designated for the repair and maintenance of roads. If any auto transportation company fails or refuses to pay the tax assessed against it within thirty days from the date when the same is due and payable, the Treasurer of the State shall certify a list of such companies so delinquent to the State Tax Commission, who shall add to the tax a penalty of fifteen per cent thereon. The State Tax Commission shall thereupon forthwith prepare proper reports of such taxes and fees and penalties thereon and certify them to the Treasurer of State for collection, and to the State Highway Commission. Thirty

days after he receives such duplicates of delinquent taxes and penalties thereon from the Tax Commission, the Treasurer of State shall certify to the commission a list of such auto transportation companies as have failed to pay such taxes or fees and penalties thereon.

§ 24. Failure to pay such taxes and penalties shall be cause for the revocation of certificates herein provided for.

§ 25. Such taxes and penalties thereon shall be recovered by an action in the name of the State, which may be brought in the circuit court of Franklin county. The Attorney General, on request of the commission, shall institute such action and in any such action it shall be sufficient to allege that the tax or penalty sought to be recovered, stands charged on the delinquent list of the Treasurer of the State, and the same has been unpaid for a period of thirty days after having been placed thereon.

§ 26. It shall be the duty of the commission to notify the Treasurer of the State annually on or before the first of March the names of the auto transportation companies holding certificates hereunder, and if any certificate is issued after March 1st of any year, then the commission shall immediately notify the Treasurer of the State that such certificate has been issued and the date of its issual.

§ 27. The fees above enumerated shall be in addition to the fees now required to be paid to the county clerk in procuring licenses.

§ 28. On an auto transportation company's complying with the provisions of this act all local ordinances, resolutions, by-laws, rules, license fees in force shall cease to be operative as to them, except the municipalities and other local subdivisions may make reasonable local police and traffic regulations, subject to any and all State traffic regulations and regulations within their boundaries not inconsistent with the provisions of this act.

§ 29. Each and every officer, agent or employee of any person, firm or corporation, or such person, firm or corporation, violating any of the provisions of this act, or failing to

comply with any of the provisions of this act, or any section or subsection thereof, shall be deemed guilty of a misdemeanor and upon conviction, shall be subject to a fine of not less than $10.00 nor more than $1,000.00 for each offense, and if such violation exists over a period of time, each day shall be considered a separate offense.

§ 30. Each section of this act, and every part thereof is hereby declared to be an independent section and parts of sections and the holding of any section or part thereof, to be void or invalid for any cause shall not affect the other sections or parts thereof.

§ 31. All acts or parts of acts in conflict herewith are, to the extent of such conflict, hereby repealed.

Mr. Leon P. Lewis offered the following amendment to said bill, viz.:

Amend by striking out in lines 56 and 57, page 4 of the printed bill, the words "except the determination as to whether or not an auto transportation company is operating between fixed termini or over a regular route."

Said amendment was agreed to.

Mr. Leon P. Lewis offered the following amendment to said bill, viz.:

Amend section 27, page 11 of the printed bill by adding after the word "clerk" in line 2 thereof, the words: "or other proper officer under the law for issuing automobile licenses."

Said amendment was agreed to.

At the hour of eleven-fifty-five o'clock a. m., Mr. Miller moved that the session of today be extended until the matter under consideration is disposed of.

Said motion was agreed to.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax	G. L. Drury	V. H. Redwine
W. B. Belknap	Wm. M. Duncan	J. F. Reed
J. E. Bickett	T. H. Golden	C. W. Ryans
S. A. Blackburn	H. C. Hawkins	Lee L. Simons
W. M. Boling	J. W. Howard	J. Wood Vance
J. F. Bosworth	R. O. Huntsman	M. E. Vaughan
W. J. Brandenburg	T. J. Knight	W. S. Wallen
W. B. Bush	Leon P. Lewis	E. C. Walker
R. J. Cain	E. B. Miller	W. D. Watkins
Sam Cole	Harry Miller	C. Westerfield
L. F. Coomes	Wm. J. Moore	F. E. Wilson
J. L. Cushing	Chas. A. Nelson	
J. R. Dorman	E. E. Palmore	—37

Those who voted in the negative were—

W. L. Agee	D. E. Edwards	T. H. King
T. H. Baker	G. W. Eller	John H. Lawson
A. J. Baldridge	J. O. Evans	Leroy Lewis
J. H. Baughman	H. M. Fultz	Martin Light
Homer Beliles	O. C. Gartin	J. T. Linton
J. G. Campbell	J. E. Hadden	J. Will McFarlin
Lee Clark	W. R. Haselwood	W. J. McMurry
F. W. Collings	L. J. Jeter	R. D. McMurtry
B. F. Day	Hector Johnson	J. L. Manning
G. Givens Dixon	J. Roy Johnson	J. W. Martin
E. J. Doss	D. C. Jones	G. W. Morgan
H. C. Duffy	H. J. Kegley	J. L. Morgan

E. D. Morris	Arthur Saunders	F. L. Strange
F. V. Nunnelly	G. W. Shadoan	D. D. Thornberry
J. J. Patterson	W. M. Simpson	W. S. Tinsley
G. L. Perryman	Geo. W. Smith	C. D. Vincent
J. E. Robbins	A. W. Stamper	—50

Ordered that said bill lie on the clerk's desk in accordance with the provisions of rule 57 of this House.

And then the House adjourned.

MONDAY, JANUARY 28, 1924.

The House was opened with prayer by the Reverend Chesterfield Turner of the First Baptist Church of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. B. Ardery	B. F. Day	T. J. Knight
T. H. Baker	J. R. Dorman	I. T. Layman
A. J. Baldridge	E. J. Doss	Leon P. Lewis
J. H. Baughman	G. L. Drury	Leroy Lewis
L. D. Bax	H. C. Duffy	Martin Light
W. B. Belknap	Wm. M. Duncan	J. T. Linton
Homer Beliles	D. E. Edwards	J. Will McFarlin
C. W. Bennett	G. W. Eller	W. J. McMurry
J. E. Bickett	J. O. Evans	R. D. McMurtry
S. A. Blackburn	H. M. Fultz	J. L. Manning
W. M. Boling	O. C. Gartin	J. W. Martin
Wm. H. Bornhorst	T. H. Golden	E. B. Miller
J. F. Bosworth	J. E. Hadden	Harry Miller
W. J. Brandenburg	W. R. Haselwood	G. W. Morgan
W. B. Bush	J. W. Howard	J. L. Morgan
Allen B. Cammack	R. O. Huntsman	Wm. J. Moore
J. G. Campbell	L. J. Jeter	E. D. Morris
R. J. Cain	Hector Johnson	Chas. A. Nelson
Lee Clark	J. Roy Johnson	F. V. Nunnelly
Sam Cole	A. J. Jolly	E. E. Palmore
F. W. Collings	D. C. Jones	J. J. Patterson
L. F. Coomes	H. J. Kegley	G. L. Perryman
J. L. Cushing	T. H. King	H. A. Pulliam

V. H. Redwine	W. M. Simpson	M. E. Vaughan
J. F. Reed	Geo. W. Smith	C. D. Vincent
J. L. Richardson	A. W. Stamper	W. S. Wallen
J. E. Robbins	F. L. Strange	E. C. Walker
C. W. Ryans	H. Q. Thompson	W. D. Watkins
Arthur Saunders	D. D. Thornberry	C. Westerfield
G. W. Shadoan	W. S. Tinsley	F. E. Wilson
Lee L. Simons	J. Wood Vance	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Strange moved that a leave of absence be granted to Mr. Toombs.

Said motion was agreed to.

Mr. Shadoan moved that a leave of absence be granted to Mr. Eller.

Said motion was agreed to.

Mr. J. L. Morgan moved that a leave of absence be granted to Mr. Agee.

Said motion was agreed to.

Mr. Leon P. Lewis moved that a leave of absence be granted to Mr. Dixon.

Said motion was agreed to.

Mr. Huntsman moved that Miss Dorothy Westerfield be appointed Honorary Page for the session without pay.

Said motion was agreed to.

Mr. Strange moved that Master I. J. Knight be appointed Honorary Page for the session without pay.

Said motion was agreed to.

Mr. J. L. Morgan moved that the vote by which a bill entitled:

H. B. 12. An act providing for additional supervision and regulation of the transportation of persons, for compensation over public highways by motor propelled vehicles, defining automobile transportation companies, providing for additional supervision and regulation thereof by the State Highway Commission or its successors; providing for the assessment and collection of fees and taxes thereon and providing for the enforcement of the provisions of this act, and punishment for violation thereof,

Was rejected on last Friday be reconsidered.

Mr. Jeter moved to lay said motion on the table.

The motion of Mr. Jeter was disagreed to.

The yeas and nays being required thereon by Messrs. Jeter and Perryman were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	H. M. Fultz	E. B. Miller
J. H. Baughman	J. E. Hadden	E. D. Morris
L. D. Bax	W. R. Haselwood	F. V. Nunnelly
W. B. Belknap	L. J. Jeter	J. J. Patterson
C. W. Bennett	T. H. King	G. L. Perryman
Lee Clark	Martin Light	H. A. Pulliam
E. J. Doss	J. T. Linton	J. L. Richardson
H. C. Duffy	J. Will McFarlin	J. E. Robbins
Wm. M. Duncan	W. J. McMurry	A. W. Stamper
D. E. Edwards	R. D. McMurtry	
J. O. Evans	J. W. Martin	—31

Those who voted in the negative were—

A. J. Baldridge	T. H. Golden	J. F. Reed
Homer Beliles	J. W. Howard	C. W. Ryans
J. E. Bickett	R. O. Huntsman	G. W. Shadoan
S. A. Blackburn	Hector Johnson	Lee L. Simons
W. M. Boling	J. Roy Johnson	W. M. Simpson
Wm. H. Bornhorst	A. J. Jolly	Geo. W. Smith
J. F. Bosworth	D. C. Jones	F. L. Strange
W. J. Brandenburg	H. J. Kegley	H. Q. Thompson
W. B. Bush	T. J. Knight	D. D. Thornberry
Allen B. Cammack	I. T. Layman	W. S. Tinsley
J. G. Campbell	Leon P. Lewis	J. Wood Vance
R. J. Cain	Leroy Lewis	M. E. Vaughan
Sam Cole	J. L. Manning	C. D. Vincent
F. W. Collings	Harry Miller	W. S. Wallen
L. F. Coomes	G. W. Morgan	E. C. Walker
J. L. Cushing	J. L. Morgan	W. D. Watkins
B. F. Day	Wm. J. Moore	C. Westerfield
J. R. Dorman	Chas. A. Nelson	F. E. Wilson
G. L. Drury	E. E. Palmore	
O. C. Gartin	V. H. Redwine	—58

The motion of Mr. Morgan was agreed to.

Mr. Harry Miller moved that the vote by which said bill was engrossed and ordered to its third reading be reconsidered.

Said motion was agreed to.

Mr. J. L. Morgan offered the following amendment to said bill, viz.:

"Amend H. B. 12 by striking therefrom all of section 16 on page 80 of the printed bill."

Said amendment was agreed to.

Mr. Kegley offered the following amendment to said bill, viz.:

"Amend H. B. 12 by adding thereto as a new section thereof section 18½, which said additional section shall read in words and figures as follows:

'No provision of this act shall apply to any auto transportation company operating over a regular route which is wholly and alone between cities of the fourth, fifth and sixth class and whose fixed termini are cities of the fourth, fifth and sixth class and not passing through any city of the first, second or third class.' "

Said amendment was agreed to.

Mr. Leon P. Lewis offered the following amendment to said bill, viz.:

"Amend H. B. 12 by striking out the sentence on page 2 of the printed bill, beginning the word 'whether' in line 30 and ending with the word 'review' in line 34."

Said amendment was agreed to.

Mr. Leon P. Lewis offered the following amendment to said bill, viz.:

"Amend H. B. 12 by changing the semicolon in line 9 on page 4 of the printed bill after the figures '1923' to a period, and by striking out the remainder of the sentence in line 9 to 16 inclusive from the bill."

Said amendment was agreed to.

Mr. Jones offered the following amendment to said bill, viz.:

"Amend section 9 of H. B. 12 by striking out the word 'without' in line 13 of paragraph 9 on page 6 of the printed bill and inserting in lieu thereof the word 'upon.' "

Said amendment was agreed to.

Mr. Strange offered the following amendment to said bill, viz.:

"Amend H. B. 12 by providing that said bill shall not apply to counties containing cities of the third class."

Said amendment was disagreed to.

Mr. Strange moved that said bill be recommitted to the Committee on Kentucky Statutes.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Strange and Jeter, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. E. Hadden	E. D. Morris
T. H. Baker	W. R. Haselwood	F. V. Nunnelly
J. H. Baughman	L. J. Jeter	J. J. Patterson
L. D. Bax	J. Roy Johnson	G. L. Perryman
C. W. Bennett	T. H. King	H. A. Pulliam
W. M. Boling	T. J. Knight	J. L. Richardson
Lee Clark	I. T. Layman	J. E. Robbins
J. R. Dorman	Martin Light	Arthur Saunders
E. J. Doss	J. T. Linton	W. M. Simpson
H. C. Duffy	J. Will McFarlin	Geo. W. Smith
Wm. M. Duncan	W. J. McMurry	A. W. Stamper
D. E. Edwards	R. D. McMurtry	F. L. Strange
J. O. Evans	J. W. Martin	W. S. Tinsley
H. M. Fultz	E. B. Miller	J. Wood Vance
T. H. Golden	G. W. Morgan	M. E. Vaughan

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Those who voted in the negative were—

A. J. Baldridge	Homer Beliles	S. A. Blackburn
W. B. Belknap	J. E. Bickett	Wm. H. Bornhorst

J. F. Bosworth	R. O. Huntsman	J. F. Reed
W. J. Brandenburg	Hector Johnson	C. W. Ryans
W. B. Bush	A. J. Jolly	G. W. Shadoan
Allen B. Cammack	D. C. Jones	Lee L. Simons
J. G. Campbell	H. J. Kegley	H. Q. Thompson
R. J. Cain	Leon P. Lewis	D. D. Thornberry
Sam Cole	Leroy Lewis	C. D. Vincent
F. W. Collings	J. L. Manning	W. S. Wallen
L. F. Coomes	Harry Miller	E. C. Walker
J. L. Cushing	J. L. Morgan	W. D. Watkins
B. F. Day	Wm. J. Moore	C. Westerfield
G. L. Drury	Chas. A. Nelson	F. E. Wilson
O. C. Gartin	E. E. Palmore	
J. W. Howard	V. H. Redwine	—46

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title, and passed.

(For bill see House Journal, January 25.)

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	J. G. Campbell	T. H. Golden
A. J. Baldridge	R. J. Cain	W. R. Haselwood
L. D. Bax	Sam Cole	J. W. Howard
W. B. Belknap	F. W. Collings	R. O. Huntsman
Homer Beliles	L. F. Coomes	Hector Johnson
J. E. Bickett	J. L. Cushing	J. Roy Johnson
S. A. Blackburn	B. F. Day	A. J. Jolly
W. M. Boling	J. R. Dorman	D. C. Jones
Wm. H. Bornhorst	G. L. Drury	H. J. Kegley
J. F. Bosworth	H. C. Duffy	T. H. King
W. J. Brandenburg	Wm. M. Duncan	T. J. Knight
W. B. Bush	D. E. Edwards	I. T. Layman
Allen B. Cammack	O. C. Gartin	Leon P. Lewis

Leroy Lewis	V. H. Redwine	D. D. Thornberry
Martin Light	J. F. Reed	W. S. Tinsley
W. J. McMurry	J. L. Richardson	J. Wood Vance
J. L. Manning	C. W. Ryans	C. D. Vincent
Harry Miller	Arthur Saunders	W. S. Wallen
G. W. Morgan	G. W. Shadoan	E. C. Walker
J. L. Morgan	Lee L. Simons	W. D. Watkins
Wm. J. Moore	W. M. Simpson	C. Westerfield
Chas. A. Nelson	Geo. W. Smith	F. E. Wilson
E. E. Palmore	H. Q. Thompson	—68

Those who voted in the negative were—

W. B. Ardery	L. J. Jeter	G. L. Perryman
J. H. Baughman	J. T. Linton	H. A. Pulliam
C. W. Bennett	J. Will McFarlin	J. E. Robbins
Lee Clark	R. D. McMurtry	A. W. Stamper
E. J. Doss	J. W. Martin	F. L. Strange
J. O. Evans	E. D. Morris	M. E. Vaughan
H. M. Fultz	F. V. Nunnelly	
J. E. Hadden	J. J. Patterson	—22

Resolved that the title thereof be as aforesaid.

Mr. Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Hon. George C. Waggoner, secretary to the Governor, appeared upon the floor of the House of Representatives and announced that the Honorable W. J. Fields, Governor of the Commonwealth of Kentucky, desired to deliver a message to the Joint Assembly of the House and Senate at the pleasure of the two Houses.

Thereupon the Speaker, under and by virtue of the joint rules of the General Assembly, heretofore adopted at this ses-

sion, called a joint session of the General Assembly immediately.

Ordered that the chief clerk of this House inform the Senate of the call of the Speaker.

After a time the chief clerk of the House reported that he had performed that duty.

Mr. Simons moved that the session of today be extended indefinitely.

Said motion was agreed to.

After a time the Senate of Kentucky, in order, entered upon the floor of the hall of the House of Representatives and the Hon. William A. Perry, President pro tem. of the Senate, took the chair and presided.

The Hon. Samuel W. Adams, Speaker of the House of Representatives, took a seat on the right of the President pro tem. of the Senate.

The President pro tem. of the Senate called the Joint Assembly to order and appointed Mr. Belknap of the House and Senator Young of the Senate to wait upon the Governor and to notify him that the Joint Assembly is ready to receive any message which the Governor may desire to communicate.

After a time the Governor of the Commonwealth of Kentucky appeared upon the floor of the hall of the House of Representatives and taking his position at the chief clerk's desk delivered the following message to the General Assembly, viz.:

Gentlemen of the General Assembly:

It is admitted by all students of the subject of taxation that Kentucky's system of taxation is out of balance; that real estate is bearing a disproportionate share of the burdens of taxation. I, therefore, recommend that legislation be enacted reducing the tax rate twenty-five (25%) per cent on real estate, and making a general readjustment of our entire system, so that the burdens of taxation may be equally and equitably distributed upon the wealth of the State.

The administration is having bills drafted for your consideration designed to accomplish that result. These bills are practically ready to be introduced, and I entertain the hope that they may receive early consideration.

Reckless Driving of Motor Vehicles.

With the ever-increasing motor vehicle traffic, the menace to public safety incident to the reckless driving of motor vehicles continues to increase. Our laws governing and regulating this traffic should be made more rigid.

Any person guilty of driving a motor vehicle on a public highway, or other public place, while in a state of intoxication, should be punished for the first offense by a fine of not less than one hundred ($100.00) dollars, nor more than five hundred ($500.00) dollars, and revocation of license for one year; for the second offense, by imprisonment for not less than one year, nor more than three years.

Any person who operates a motor vehicle while in a state of intoxication endangers not only his own life, but also endangers the lives of others. I, therefore, beg to express the hope that you will give this subject your careful consideration.

Any police officer who detects or comes in contact with any person operating a motor vehicle while in a state of intoxication should be given authority to immediately take the offender into custody, if such authority is not given by existing law, and his failure to do so should subject him to severe punishment.

Carrying Deadly Weapons.

It should be made a felony to carry concealed deadly weapons without a license secured from a county or circuit judge. I commend to your favorable consideration the West Virginia law on this subject.

We read in the press that more than twenty-five (25) deaths occurred during the recent holidays, six in one city, by reason of the use of toy pistols. In my opinion, public interest would be effectively served by the enactment of a law to prohibit the sale of toy pistols in this State.

Public Supplies.

In my opinion great economy could be effected, and much criticism avoided, if all supplies purchased or sold by the State were purchased or sold through the system of competitive bidding. To accomplish that result, I recommend that it be made incumbent upon every department, or representative of the State, to adhere to the system of competitive bidding in all purchases or sales in excess of one thousand ($1,000.00) dollars.

Tax on Gasoline.

Representation has been made that a large per cent of the gasoline consumed in the State escapes taxation. I earnestly urge that the statute relating to the taxing of gasoline be so amended as to guard against tax dodging.

State Highways.

Certain criticism has been made from time to time of the management of the affairs of the Department of State Roads and Highways. This criticism may or may not be well founded. In either event, a complete audit and investigation of the department would be valuable, and I recommend that the Legislature authorize and empower the executive to employ a consulting engineer and an expert accountant to make such audit and investigation, and that the sum of ten thousand

($10,000.00)) dollars, or so much thereof as may be necessary, be appropriated to defray the expense of same.

BOARD OF CHARITIES AND CORRECTIONS.

We hear both commendation and criticism of the law governing the Board of Charities and Corrections, and of its administration. If this controversy is not settled in a proper way, it will ultimately result in great injury to the charitable and penal institutions and their inmates. The controversy can only be settled by a clear and unbiased understanding of the facts.

I am informed that the services of experts from the American Prison Association can be secured by defraying their actual expenses while engaged in a survey of our present law and its administration. In order to secure such services, I recommend that an investigation of the law and its administration be authorized, that the sum of fifteen hundred ($1,500.00) dollars be appropriated with which to defray the expense of those making the investigation, and that the findings of such experts be reported to the executive, and to the Legislature.

In the event this action is taken, it should be done with the least possibly delay, so that the information acquired by the investigation may be considered by the Assembly during the present session.

Senator Moss moved that the Joint Assembly do now dissolve.

Said motion was agreed to.

Thereupon the Speaker resumed the chair.

The Chief Clerk of the House produced and read the following communication from the Hon. Frank E. Daugherty, Attorney General of Kentucky, viz.:

"COMMONWEALTH OF KENTUCKY,
ATTORNEY GENERAL'S OFFICE,
January 26, 1924.

House of Representatives:

In conformity with your resolution of January 25th, I am enclosing to you a list of those who have registered in my office as lobbyists, giving their names, addresses and clients.

(Signed) FRANK E. DAUGHERTY,
Attorney General."

The list as submitted by the Attorney General is as follows, viz.:

NAMES OF LOBBYISTS REGISTERED FOR 1924 SESSION TO DATE.

Frank C. Greene, Louisville ..... Ky. Asso. of Chiropractors
H. H. Mashburn, Bardstown ..... Ky. Anti-Saloon League
Pete Campbell, Louisville ..... Ky. State Fed. of Labor
J. T. Mercer, Paducah ..... B. of L. F. & E.
James W. Stites, Louisville ..... Ky. Bankers' Assn.
W. Duncan Hamilton, Lexington ..... Ky. Mine Owners' Assn.
S. R. Jarvis, Cleaton ..... United Mine Workers of America
C. K. Watkins, Beach Creek ..... United Mine Workers of Amer.
Emmett R. Field, Louisville ..... Legal Aid Society of Louisville
J. Guthrie Coke, Auburn ..... Dark Tobacco Growers' Coop. Assn.
Ann Bell, Louisville ..... Ky. Child Welfare Com.
R. E. Fleming, Louisville ..... L. & N. Railroad Co.
S. Walton Forgy, Elkton ..... Ky. Utilities Co.
T. K. Helm, Louisville ..... Ky. Bankers' Assn.
Mrs. Julia E. Gunn, Lexington
Woman's Joint Legislaive Council
Wm. H. Shea, Louisville ..... Brotherhood of Painters
Grover C. Shuler, Louisville ..... Ky. State Fed. of Labor
L. D. Greene, Louisville ..... Loan Companies
C. F. Dunn, Louisville ..... Ky. Good Roads Assn.
Evan Evans, Westville, Ill. ..... United Mine Workers of America

Sigmund A. Lee, Louisville.....Brotherhood of R. R. Trainmen
John A. Tuttle, Central City
United Mine Workers of America
J. F. Davis, Central City.....United Mine Workers of America
Maria R. Mayer, Louisville .....Consumers' League of Ky.
H. Muir, Louisville.....Brotherhood of Locomotive Engineers
Clay H. Blackburn, Covington.....Legislative Com. J. O. U. M.

The House took up from the calendar for consideration bills of the following titles, viz.:

H. B. 15. An act relating to revenue and taxation, repealing an act approved March 29, 1918, being chapter 122 of Session Acts, and also known as sections 4223c-1, 4223c-2, 4223c--3, 4223c-4, 4223c-5, 4223c-6, 4223c-7, 4223c-8, 4223c-9, volume 3, of Carroll's 1915 Kentucky Statutes, and re-enacting same with certain amendments; fixing the annual tax rate on such oil and gas leases and rights as are either non-producing or under which crude oil is produced together with all wells thereon and tools, equipment, material and property of every kind used or intended to be used in the development or operation of such wells, leases or rights, subject to taxation; fixing the date of assessment; prescribing by whom the tax shall be paid; limiting the local rate of ad valorem taxes on such property; providing for the distribution of the fund derived from such taxation; providing for the assessment, equalization, and collection of the tax.

H. B. 118. An act to create a board of Chiropractic Examiners and to regulate the practice of chiropractic and to provide penalties for violation of this act and to prohibit the practice of any other mode or system under the name chiropractic.

H. B. 31. An act to amend and re-enact chapter 42a, section 1599a, subsection 8 and subsection 1 of subsection 8a

of Carroll's Kentucky Statutes, 1915 edition, entitled: "An act to establish a State Board of Embalming, defining the duties thereof, to provide for the better protection of life and health, and to prevent the spread of contagious diseases, to regulate the practice of embalming and undertaking in connection with the care and disposition of the dead, and to provide a penalty for the violation hereof."

H. B. 44. An act to repeal subsection 22 of section 415b, chapter 22b, Carroll's Kentucky Statutes, and to amend subsections 5, 6, 9 and 10 of section 415b of said statutes.

With an amendment thereto.

H. B. 101. An act to appropriate money for the erection of a poultry building on the Kentucky State Fair grounds.

Together with an amendment by way of a substitute thereto.

Ordered that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered that said bills be placed in the orders of the day.

Mr. Strange moved that the rules be suspended and that the House take up for consideration from the orders of the day a bill entitled, viz.:

H. B. 52. An act to prohibit the running of stock at large in towns of the sixth class of this Commonwealth.

Said motion was agreed to.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the board of trustees of towns of the sixth class of this Commonwealth are hereby empowered to prohibit horses, cattle, hogs, and other stock from running at large on the streets and alleys of such towns and may by ordinance so provide. Said board of trustees may by resolution establish and maintain a pound, and make proper regulations for impounding and keeping stock when found within the limits of said town of the sixth class, regardless of whether or not the owners of said stock reside within the said towns; and for fixing fees of officers for impounding, trial and release of same, as well as penalties for the violation of said ordinance.

§ 2. All acts or parts of acts in conflict with this act are hereby repealed.

Ordered that said bill be read the third time.

The constitution provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	S. A. Blackburn	Lee Clark
T. H. Baker	W. M. Boling	Sam Cole
A. J. Baldridge	Wm. H. Bornhorst	F. W. Collings
J. H. Baughman	J. F. Bosworth	L. F. Coomes
L. D. Bax	W. J. Brandenburg	J. L. Cushing
W. B. Belknap	W. B. Bush	B. F. Day
Homer Beliles	Allen B. Cammack	J. R. Dorman
C. W. Bennett	R. J. Cain	E. J. Doss
J. E. Bickett	J. G. Campbell	G. L. Drury

H. C. Duffy
Wm. M. Duncan
D. E. Edwards
H. M. Fultz
T. H. Golden
J. E. Hadden
W. R. Haselwood
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved that the title thereof be as aforesaid.

Mr. Smith moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last motion was agreed to.

Mr. Strange moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, JANUARY 29, 1924.

The House was opened with prayer by the Reverend Chesterfield Turner, of the First Baptist Church, of Frankfort

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Bornhorst offered the following Concurrent Resolution, viz.:

Whereas, in times past, Kentucky, through its Representatives and Senators, has extended invitations to various prominent men of the nation to visit Kentucky and address a joint session of the House of Representatives and Senate on some subject of national and state interest,

and whereas, the Hon. William G. McAdoo, former Secretary of the Treasury of the United States of America, and a man who is an outstanding figure in American public life,

And whereas, his advice and counsel is sought by men of public affairs on national and state questions,

Therefore, Be it Resolved, that the House of Representatives, the Senate concurring, extend to the Hon. William G. McAdoo an invitation to address a joint session of the House of Representatives and Senate of Kentucky, at some date convenient to him, not later than March 5th,

Be it further resolved, that the Clerk of the House of Representatives and Senate extend said invitation to Mr. McAdoo.

Said resolution was adopted.

A message was received from the Senate announcing that they had passed bills which originated in that House of the following titles, viz.:

1. S. B. 13. An act entitled an act to repeal an act entitled, "An act authorizing cities of the first and second classes to create a city planning commission, with power to make a survey and plan of the city and of land contiguous or related thereto to provide for the regulation of the height, area and use of buildings and for zoning of city and with

power to approve the recording of plots and subdivisions of land."

2. S. B. 56. An act to amend and re-enact section 1358 of chapter 36, Kentucky Statutes, Carroll's edition, 1915.

3. S. B. 18. An act to change and fix the time of terms of courts in the Tenth Judicial district.

4. S. B. 36. An act providing for the creation of a commission on uniform state laws, the appointment of commissioners and the payment of the expenses of such commissioners.

Said bills were ordered to be printed and referred to:

1. Committee on Municipalities.

2. Committee on Kentucky Statutes.

3. Committee on Circuit Courts.

4. Committee on Kentucky Statutes.

Upon a call of the counties and legislative districts the following bills and joint resolutions were introduced, ordered printed and referred as follows, viz.:

By. Mr. Huntsman:

H. B. 234. An act to amend section 198, Civil Code of Practice (Carroll's sixth edition, 1919) and being under subdivision 2, chapter 3, relating to attachments.

To Committee of Codes of Practice.

By same:

H. B. 265. An act to amend and re-enact section 1 of chapter 60 of the General Assembly of the State of Kentucky at its session of 1920, relating to registration of voters in cities of the first, second, third and fourth classes.

To Committee on Suffrage and Elecetions.

By. Mr. Duncan:

H. B. 266. An act to amend section 392 of the Kentucky Statutes, relating to master commissioners.

To Committee on Circuit Courts.

By Mr. Haselwood:

H. B. 267. An act to amend project No. 8 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and road projects.

To Committee on Public Roads and Highways.

By Mr. Bosworth:

H. B. 268. An act authorizing the incurring of indebtedness by the Commonwealth of Kentucky of fifty million dollars ($50,000,000.00) for the purpose of constructing, improving, reconstructing and completing the primary system of state highways, as defined in section 5, chapter 17, of the Acts of the General Assembly of 1920.

To Committee on Bond Issues.

By Mr. Simpson:

H. B. 269. An act to designate more fully project No. 19 of the primary system of state highways, adopted by the Gen-

eral Assembly of the Commonwealth of Kentucky, as set out in chapter 17, section 5, Acts of 1920, which is now section 4356t-5, Kentucky Statutes, Carroll's 1922 edition, and to establish the route on said project from Owenton to Williamstown.

To Committee on Public Roads and Highways.

By same:

H. B. 270. An act establishing and designating a road from Williamstown to Warsaw, via Dry Ridge, Hanks, Folsom and Glencoe, as a part of the primary system of state highways, adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920, which is now section 4356t-5, Kentucky Statutes, Carroll's 1922 edition.

To Committee on Public Roads and Highways.

By same:

H. B. 271. An act establishing and designating a road from Williamstown, Kentucky, to Cynthiana, Kentucky, as a part of the primary system of state highways, adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920, which is now section 4356t-5, Kentucky Statutes, Carroll's 1922 edition.

To Committee on Public Roads and Highways.

By Mr. Ardery:

H. B. 272. An act to repeal and re-enact section 75 of Kentucky Code of Criminal Practice, 1919 edition.

To Committee on Codes of Practice.

By Mr. Gartin:

H. B. 273. An act amending and re-enacting sections 3235a-1, 3235a-28 and 3235a-26 as amended by the act of the General Assembly, chapter 52, approved March 23, 1922, increasing the number of members of the boards of education and relating to power to purchase site, issue improvement bonds to be submitted to the people and provisions concerning bonds and relating to duties and powers and incurring indebtedness.

To Committee on Education No. 1.

By same:

H. B. 274. An act establishing a road from a point on project No. 6 at or near the mouth of Laurel creek, Boyd county, Kentucky, to a point on project No. 47 at Cannonsburg, Boyd county, Kentucky, and designating said road as project No 6½.

To Committee on Public Roads and Highways.

By same:

H. B. 275. An act to amend chapter 108, Acts of the General Assembly of the State of Kentucky for the year 1922, relating to the classification of cities and towns.

To Committee on Classification of Cities and Towns.

By Mr. King:

H. B. 276. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920 by adding thereto as project No. 10, extending from Princeton, Caldwell county, to Dixon, Webster county, via Farmersville, Flat Rock, Creswell and Shage Grove, Caldwell county, to Dixon, Webster county, via Providence, Webster county.

To Committee on Public Roads and Highways.

By same:

H. B. 277. An act to provide for the establishment of a substation of the Agricultural Experiment Station in western Kentucky under the control of the directors of the Agricultural College of Kentucky and an apropriation of $20,000 annually to maintain same.

To Committee on Agriculture.

By Mr. Clark:

H. B. 278. An act to amend and re-enact an act of the General Assembly of 1920 entitled: "An act imposing a license tax on race tracks at which races are run for purses or prizes, under the jurisdiction of the Kentucky State Racing Commission, and which license tax is in lieu of all other license, income, excise, special or franchise tax to the State of Kentucky, or any county, city, town, municipality or other political subdivision thereof," being an act fixing a license upon running, trotting, pacing or other harness racing in Kentucky.

To Committee on Kentucky Statutes.

By Mr. Thompson:

H. B. 279. An act to amend section 3656, Kentucky Statutes, in reference to compensation of appraisers of personal property of decedents' estates.

To Committee on Kentucky Statutes.

By Mr. Evans:

H. B. 280. An act authorizing courts of equity to grant committe of imbeciles, etc., to mortgage in real properties for personal benefit, etc.

To Committee on Kentucky Statutes.

By same:

H. B. 281. An act to repeal section 2150 of Kentucky Statutes.

To Committee on Kentucky Statutes.

By Mr. Hector Johnson:

H. B. 282. An act to amend and re-enact section 4502a of chapter 3, common school law and Kentucky Statutes.

To Committee on Education No. 2.

By same:

H. B. 283. An act to allow the sheriff of any county of the Commonwealth of Kentucky a fee of 25 cents for each person summoned before the grand jury of their respective counties, and providing for the payment of same out of the county levy.

To Committee on Kentucky Statutes.

By Mr. Wallen:

H. B. 284. An act to establish project No. 28½ in the primary system of state highways.

To Committee on Public Roads and Highways.

By Mr. Robbins:

H. B. 285. An act to amend section 288 of Carroll's Kentucky Statutes, 1922, by striking words therefrom and by adding other words thereto.

To Committee on Kentucky Statutes.

By same:

H. B. 286. An act to amend section 2103-1 and to repeal and re-enact sections 2104, 2105, 2106 and 2107 and 2108, chapter 66, article 1, of the Kentucky Statutes, Carroll's tdition of 1922, entitled, " Husband and Wife."

To Committee on Kentucky Statutes.

By Mr. Layman:

H. B. 287. An act to repeal and re-enact section 4168 of the Kentucky Statutes, Carroll's edition, 1915, of chapter 108, article 8, relating to revenue and taxation, collection of revenue, sheriff's bond and duties.

To Committee on Revenue and Taxation.

By same:

H. B. 288. An act to repeal and re-enact sections 1726, 1727, 1728 and 1729 of the Kentucky Statutes, Carroll's edi-

tion, 1915, chapter 47, article 11, which relates to fees and compensation of sheriffs.

To Committee on Kentucky Statutes.

By same:

H. B. 289. An act to amend and re-enact section 354 of the Kentucky Statutes, Carroll's edition, 1915, article 11, and concerning and relating to claims upon the State Treasury.

To Committee on Kentucky Statutes.

H. B. 290. An act to amend and re-enact section 8 of

By same:

H. B. 290. An act to amend and re-enact section 8 of chapter 36 of the Acts of the General Assembly of 1920, now section 4339a-8 of Carroll's Kentucky Statutes, 1922 edition which section prescribes the duties of the tax commissioner and county court clerk with reference to the assessment of the properties subject to said tax, and prescribes the duties of the county board of education and the fiscal court in levy ing said tax; and prescribes the duties of said sheriff in col lecting said tax and making settlement with the fiscal court and provides the manner of paying his commission for col lection of this tax and fixing such commission.

To Committee on Kentucky Statutes.

By Mr. Cammack.

H. B. 291. An act requiring the teaching of the Consti tution of the United States in the public and private school of the state.

To Committee on Education No. 1.

By Mr. Leibson:

H. B. 292. An act to amend and re-enact section 9 of chapter 92, Acts of 1920, being section 938b-9, Carroll's Kentucky Statutes, 1922 edition, relating to the reception, parole and discharge of children in connection with the operation and maintenance of an institution for the care of neglected, dependent, delinquent and other children, in counties having therein a city of the first class, so that under such section as amended the board provided for in such act shall have authority to parole a child in his or her own home or in a free or boarding home, and so that such board canpayfor the maintenance and support of such child.

To Committee on Kentucky Statutes.

By Mr. Leon P. Lewis:

H. B. 293. An act to enable cities of the first class to establish a teachers' retirement system.

To Committee on Municipalities.

By Mr. Richardson:

H. B. 294. An act providing for a stenographer in the assistant county attorney's office in counties having a population of one hundred and fifty thousand or over, providing for the salary of said stenographer and fixing the duties of said office.

To Committee on Municipalities.

By Mr. Bax:

H. B. 295. An act to provide for the protection of travelers on public highways; to give authority to steam and electric railway lines to install and maintain upon the right of

way of public highways such safety gate or safety device as may be approved by the State Highway Commission, etc.

To Committee on Kentucky Statutes.

By. Mr. Martin:

H. B. 296. An act to amend and re-enact section 4019 of article 1, chapter 108, Kentucky Statutes, Carroll's edition, 1915, relating to revenue and taxation.

To Committee on Revenue and Taxation.

By Mr. Lawson.

H. B. 297. An act to amend chapter 79 of the Acts General Assembly of 1922, as approved by the Governor March 23, 1922, entitled: "An act establishing a road running from Barbourville, Knox county, Kentucky, via Londan, via Williamsburg, via Bond Jellico, via Jellico creek, via Cross roads and Pine Knott, in McCreary county, Kentucky, as a state primary road, and designating said road project as project No. 22a.

To Committee on Public Roads and Highways.

By Mr. Jeter:

H. B. 298. An act relating to revenue and taxation; providing an annual tax on property subject to taxation in this state and fixing the rate thereof on different classes of property, distributing said tax to various state departments and institutions and to the state road fund; repealing certain laws relating to taxes for the benefit of the University of Kentucky, the State Normal Schools, and the road fund; defining mineral rights and providing for assessment thereof; permit-

ting local taxation of franchises of corporations and shares of stock in certain corporations.

To Committee on Revenue and Taxation.

By Mr. Smith:

H. B. 299. An act to amend and re-enact section 16, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 16 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 18, subdivision 3, chapter 1 of the Acts of the Extraordinary Seccion of the General Assembly of 1917, as amended and re-enacted by sections 1, 2, 3 and 4 of chapter 39 of the Acts of the General Assembly of 1920; and to amend and re-enact section 23, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 29, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 33, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 34, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to repeal section 35, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 147 of the Acts of the General Assembly of 1920; and to amend and re-enact section 3, chapter 11 of the Acts of the General Assembly of 1918, as amended and re-enacted by chapter 101 of the Acts of the General Assembly of 1922, being an act relating to revenue and taxation, providing for the assessment of property for taxation and the supervision and equalization of assessments, providing for the appointment of county boards of supervisors and their meetings and compensations, and the equalization of the as-

sessment of property by the county boards of supervisors and the State Tax Commission sitting as a State Board of Equalization and assessment, and defining their powers and duties, and providing for the powers and duties of the county tax commissioners and county clerks respecting the assessments and recapitulations thereof and their compensations therefor, and prescribing penalties, and repealing existing statutes.

To Committee on Revenue and Taxation.

By Mr. Vaughan:

H. B. 300. An act to amend, revise and re-enact sections 2097, 2105 and 2106, Carroll's edition, said section being parts of article 1 of chapter 66 of said statutes.

To Committee on Retranchment and Reform.

By Mr. Edwards:

H. B. 301. An act to amend section 5, chapter 17, of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No. —.

To Committee on Public Roads and Highways.

By Mr. Boling:

H. B. 302. An act to amend and re-enact section 1159 of Carroll's 1915 statutes, pertaining to punishment for robbery and burglary or having burglars' tools in possession.

To Committee on Criminal Law.

By Mr. Palmore:

H. B. 303. An act to amend project 37 of section 5 of chapter 17, of the Acts of 1920, entitled: "An act relating to roads and bridges."

To Committee on Roads and Highways.

By Mr. Morgan:

H. B. 304. An act to amend section 965, Carroll's Statutes, 1922, fixing the time for holding court in the Thirty-Fifth Judicial district, relating to circuit courts, and declaring an emergency.

To Committee on Circuit Courts.

By same:

H. B. 305. An act to establish project No. 39½ in the primary system of state highways.

To Committee on Public Roads and Highways.

By same:

H. B. 306. An act to amend chapter 108, Acts of the General Assembly, 1922, relating to classification of cities and towns.

To Committee on Classification of Cities and Towns.

By same:

H. B. 307. An act to establish project No. 6½ in the primary system of state highways.

To Committee on Public Roads and Highways.

By same:

H. B. 308. An act to establish project No. 6½ in the primary system of state highways.

To Committee on Public Roads and Highways.

By Mr. Shadoan:

H. B. 309. An act whereby the sense of the qualified voters of any county in the state may be taken upon the question whether or not the provisions of an act of the General Assembly of the Commonwealth of Kentucky, passed at the 1918 session thereof, and which became a lew March 28, 1919, and being chapter 112 of the Session Acts, and now sections 68b-1 to 68b-37, inclusive, Kentucky Statutes (Carroll's 1920) shall prevail in each county.

To Committee on Suffrage and Elections.

By Mr. Nunnelley:

H. B. 310. An act establishing the road leading from Georgetown to Paris, via Newtown as a part of the primary system of state highways of the Commonwealth of Kentucky and designating said road as project No. 17.

To Committee on Public Roads and Highways.

By same:

H. B. 311. An act establishing and making the road leading from Georgetown to Versailles, beginning at the intersection of the Georgetown and Payne's Depot road with state project No. 17, and running thence via Payne's Depot

and the Big Sink road to Versailles and designating said road as project No. 18½.

To Committee on Public Roads and Highways.

By Mr. Morris:

H. B. 312. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto, as project No. 15, extending from Bowling Green to the Simpson county line, via L. & N. pike.

To Committee on Public Roads and Highways.

By Mr. Westerfield:

H. B. 313. An act further regulating the operation of coal mines, amending and re-enacting as amended articles 2 and 3 of chapter 79 of Acts 1914, as amended by the Acts 1918, being chapter 113, Acts of 1918, said article being also article 2, being section 2723 and article 3, being section 2724 of chapter 88 of the Kentucky Statutes, providing for better protection of owners of unmined coal against encroachment thereon and providing penalties.

To Committee on Kentucky Statutes.

By Mr. Jones:

H. B. 314. An act to repeal and re-enact, amend and extend section 1309, Kentucky Statutes (Carroll's 1915 edition) relating to carrying concealed upon or about one's person a deadly weapon other than an ordinary pocket knife; gaged in the sale of same, to register ownership and transfer requiring all owners of revolvers or pistols, except regular

dealers engaged in the sale of same, to register ownership and transfer with county court clerk in the county of their residence; fixing fees for registration and transfer to be paid by owner; appropriating a portion of fees to county common school purposes; providing for the confiscation and destruction of pistols and revolvers; making it unlawful for anyone to sell or lend to a minor a pistol or revolver and fixing penalties for violations thereof and providing county judge may issue permits to carry concealed deadly weapons.

To Committee on Criminal Law.

By Mr. Knight:

H. Res. 2. Joint resolution concerning the Hon. James Bennett McCreary, deceased, of Richmond, Kentucky.

To Committee on Public Monuments and Memorials.

By Mr. Pulliam.

H. Res. 3. Joint resolution instructing the Attorney General to institute suit against certain oil inspectors and other public officers whose remuneration may exceed the constitutional limit of $5,000.00 per annum.

To Committee on Kentucky Statutes.

The committees to which the same had been referred, reported bills of the following titles, viz.:

Mr. E. B. Miller, of the Committee on Agriculture.

H. B. 200. An act relating to the State Live Stock Sanitary Board.

By same:

H. B. 204. An act regulating the sale of leaf tobacco at public auction in this Commonwealth.

By Mr. Bornhorst, of the Committee on Classification of Cities and Towns.

H. B. 28. An act to amend and re-enact sections 2740 and 2741 of article 1, chapter 89, Kentucky Statutes, Carroll's edition of 1922, relating to the classification of cities and towns.

By same:

H. B. 74. An act to amend section 2740 of the Kentucky Statutes, Carroll's 1922 edition, relating to the classification of towns and cities, and creating an emergency.

By Mr. Thornberry, of the Committee of the Cities of the Second and Third Classes:

H. B. 54. An act to repeal and re-enact sections 9 and 12 of the General Assembly of the Commonwealth of Kentucky, 1920, relating to the levy of taxes in cities of the third class for school purposes, fixing the limit of rate of taxation therein at $1.50 on each $100.00 of taxable property in such cities and otherwise re-enacting said sections 9 and 12 of said chapter 53.

By same:

H. B. 9. An act to amend article 4 of chapter 89, Carroll's 1922 edition, Kentucky Statutes, and to create a pension fund for disabled policemen and firemen in cities of the third class.

By Mr. Ardery, of the Committee on Cities of the Fourth Class:

H. B. 32. An act to amend and re-enact sections 9038e-1 and 9038e-2 of article 12 of chapter 34 of the Acts of the session of the General Assembly, 1920, relating to county hospitals in counties and cities of the second and third classes.

By Mr. Harry Miller, of the Committee on Kentucky Statutes:

H. B. 82. An act to amend section 2739g-62, Carroll's Kentucky Statutes, 1922 edition, approved March 23, 1920, relating to the collection of automobile licenses and settlement for all moneys collected by the county clerk, and fixing his fees for making said collections.

(With an amendment thereto.)

By same:

H. B. 81. An act requiring all litigants in the civil courts of the state of Kentucky to deposit with the clerk of such court a deposit in the sum of ten dollars to cover such costs as may and whatever left to be returned.

By same:

H. B. 196. An act adopting as the law of the Commonwealth of Kentucky the sixth edition of Carroll's Kentucky Statutes, compiled and edited to January, 1922, and issued in the year 1922.

By same:

H. B. 190. An act to amend and re-enact an act approved March 18, 1912, amending and re-enacting section 2436, Kentucky Statutes, relating to liens of mechanics and materialmen.

By same:

H. B. 63. An act designating the 11th day of November each year as a legal holiday, to be known as Armistice Day.

By same:

H. B. 90. An act to assist disabled men and women in obtaining from the federal government the relief authorized by Acts of Congress, continuing in existence for that purpose the Kentucky Disabled Men's Board and appropriating funds therefor; providing maintenance of an office and stenographic help to carry on work of said board, and declaring an emergency to exist.

By same:

H. B. 60. An act to repeal and re-enact section 3485, Kentucky Statutes, 1915 edition, relating to personal representatives.

By Mr Coomes, of the Committee on Military Affairs:

H. B. 14. An act to repeal section 2711a-128, Kentucky Statutes, to create and make appropriation for the armory fund; to create the armony commission and define its powers.

By Mr. Duncan, of the Committee on Public Bridges:

H. B. 111. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky, 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, the same relating to roads and bridges and establishing a system of primary roads for the state of Kentucky and making provisions for the establishment, construction and maintenance of same.

By Mr. Drury, of the Committee on Court of Appeals:

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court, prescribing their qualifications, and how they shall be selected.

By same:

H. B. 207. An act to repeal chapter 215 of the Acts of the General Assembly passed at the December session of 1841 and approved February 17, 1842, entitled: "An act to repeal all acts or parts of acts declaring Dix river a navigable stream, and for other purposes."

By same:

H. B. 208. An act to amend and re-enact section 2 of chapter 115 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled: "An act to require owners of dams across certain streams in this Commonwealth to construct and maintain fish ladders or roads across said dams, and providing penalties for failure so to do," which section 2 of said chapter is section 1392a-2 of Carroll's 1922 edition of Kentucky Statutes.

By same:

H. B. 209. An act to amend and re-enact chapter 116 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled: "An act to prevent the obstruction of navigable streams of this Commonwealth," which chapter is section 1392b of Carroll's 1922 edition of Kentucky Statutes.

By Mr. Vaughn, of the Committee on Education No. 2:

H. B. 86. An act creating boards of education for cities

of the second class, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict herewith, approved March 19, 1912, and is now section 3235a-25, Carroll's Kentucky Statutes.

(With an amendment thereto by way of substitute therefor.)

By Mr. McFarland, of the Committee on Internal Improvements:

H. B. 231. An act amending and re-enacting chapter 49, ferries, General Statutes, chapter 42, Carroll's Kentucky Statutes, edition of 1922, requiring owners and operators of ferries of general public importance to improve approaches thereto and to keep danger signals thereon.

(Together with an amendment thereto.)

By Mr. Harry Miller, of the Committee on Kentucky Statutes:

H. B. 83. An act to amend and re-enact section 1093, Kentucky Statutes, relating to jurisdiction of justices and quarterly courts and in penal actions and giving said justices and quarterly courts and the judges thereof concurrent jurisdiction of the circuit courts of the offenses of petit larceny, vagrancy and the first offense of carrying concealed weapons and of violations of city ordinances.

With the expression of opinion that same ought to pass.

By Mr. Ardery, of the Committee on Cities of the Fourth Class:

H. B. 93. An act to amend section 1486 of the Kentucky

Statutes, Carroll's edition of 1915, making registration in cities and towns of the fourth class optional with the city council.

By Mr. Harry Miller, of the Committee on Kentucky Statutes:

H. B. 59. An act repealing and re-enacting section 4356, Kentucky Statutes, edition 1915, which same related to the seal of the Commonwealth.

With the expression of opinion that same ought not to pass.

The question then being taken on ordering said bills to a reading, the opinion of the Committees to the contrary notwithstanding, it was decided in the negative.

So said bills were rejected.

Said first named bills were read at length the first time.

Ordered that said bills last above referred to be placed on the Colendar.

Mr. Huntsman moved that the House do now adjourn.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs Nelson and Baughman were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. E. Bickett	W. J. Brandenburg
T. H. Baker	S. A. Blackburn	W. B. Bush
A. J. Baldridge	W. M. Boling	Allen B. Cammack
L. D. Bax	Wm. H. Bornhorst	J. G. Campbell
Homer Beliles	J. F. Bosworth	R. J. Cain

Sherman Chasteen
Sam Cole
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
G. L. Drury
H. M. Fultz
O. C. Gartin
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
J. T. Linton
R. D. McMurtry
J. L. Manning
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. E. Palmore
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

W. B. Ardery
J. H. Baughman
W. B. Belknap
C. W. Bennett
Lee Clark
F. W. Collings
E. J. Doss
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
T. H. King
T. J. Knight
Oscar Leibson
Martin Light
J. Will McFarlin
W. J. McMurry
J. W. Martin
E. B. Miller
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
J. J. Patterson
H. A. Pulliam
J. E. Robbins
Arthur Saunders
A. W. Stamper
F. L. Strange
M. E. Vaughan
W. D. Watkins

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And then the House adjourned.

JOINT SESSION

The hour of one-thirty o'clock having arrived, that being the hour for the execution of the Joint Special Order of the Day, under and pursuant to a concurrent resolution adopted

in this House on Monday, January 21, providing for a joint session of the General Assembly for the purpose of hearing various and sundry arguments on the proposed bond issue of seventy-five million dollar,

The Senate of Kentucky, in order, entered upon the floor of the Hall of the House of Representatives in pursuance to the concurrent resolution above referred to and the Hon. Henry H. Denhardt, Lieutenant Governor and President of the Senate, took the chair and presided. The Hon. Samuel W. Adams took his seat on the right of the Lieutenant Governor.

The two houses of the General Assembly were convened in joint assembly, the same being composed of a majority of all the members elected to each house.

The President of the Senate designated Senator Caywood as president pro tem. of the joint assembly.

After hearing various and sundry persons discuss the merits of the proposed seventy-five million dollar bond issue,

Senator Walsh moved that the joint assembly do now dissolve.

Said motion was agreed to.

And then the joint assembly dissolved.

WEDNESDAY, JANUARY 30, 1924.

The House was opened with prayer by the Reverend Chesterfield Turner of the First Baptist Church of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	T. H. Baker	J. H. Baughman
W. B. Ardery	A. J. Baldridge	L. D. Bax

Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
Wm. J. Moore
G. W. Morgan
J. L. Morgan
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Brandenburg moved that a leave of absence be granted to Mr. Day on account of illness.

Said motion was agreed to.

Mr. Garten moved that the privileges of the floor be extended to Judge B. O. Becker, former member of this House.

Said motion was agreed to.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Perryman:

H. B. 315. An act to establish project No. ..... in the primary system of state highways.

To Committee on Public Roads and Highways.

By Mr. Redwine:

H. B. 316. An act relating to banks and fixing the annual State rate on the shares of stock of National Banks, State banks and trust companies; prescribing by whom and to whom the taxes shall be paid and limiting the local rate of taxation thereon for county, city, town and school purposes, and providing for the distribution of the fund derived from such taxation, repealing and re-enacting, as amended, section 4092 of Kentucky Statutes, Carroll's edition, 1915; providing of referendum if desired, and repealing all laws or parts of laws in conflict herewith.

To Committee on Banks and Banking.

By Mr. Walker:

H. B. 317. An act repealing and re-enacting sections 1, 2, 3, 17 and 18 of an act approved March 23, session of 1920, Carroll's Statutes, section 2739, to regulate, license and govern the use of motor vehicles and provide a penalty for the violation thereof.

To Committee on Kentucky Stutes.

By Mr. Nelson:

H. B. 318. An act to amend and re-enact section 1 of chapter 11 of the acts of the extraordinary session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 4 of the Acts of the General Assembly of 1918, and to repeal section 3 of chapter 11 of the Acts of the extraordinary session of the General Assembly of 1917; and to amend and re-enact section 4 of chapter 11 of the Acts of the extraordinary session of the General Assembly of 1917, as amended and re-enacted by chapter 18 of the Acts of the General Assembly of 1922; and to amend and re-enact section 5 of chapter 11 of the Acts of the extraordinary session of the General Assembly of 1917; and to amend and re-enact section 6 of chapter 11 of the Acts of the extraordinary session of the General Assembly of 1917; and to amend and re-enact section 1 of chapter 65 of the Acts of the General Assembly of 1920; and to amend and re-enact section 1 of chapter 10 of the Acts of the extraordinary session of the General Assembly of 1917; as amended and re-enacted by section 1 of chapter 83 of the Acts of the General Assembly of 1920; and to amend and re-enact sections 1 and 3 of chapter 4 of the Acts of the extraordinary session of the General Assembly of 1917; being an act relating to revenue and taxation, providing an annual tax upon property subject to taxation in this State, fixing the rate thereof, distributing said tax to various departments and State institutions, providing manner and means of assessing and listing corporate property and shares of stock, and shares in building and loan associations, designating what classes of property shall be subject to local taxation, fixing time for collecting taxes on omitted personal property in certain cases, requiring record of assignment of evidence of indebtedness secured by mortgage in certain cases, requiring fiduciaries to file inventories of trust property, conferring power on taxing authorities to examine books and accounts of fiduciaries, requiring payment of taxes before final discharge, providing an additional tax for recording certain mortgages, making fail-

ure to pay taxes a bar to enforcement of indebtedness in certain cases, fixing penalties and repealing existing statutes.

To Committee on Revenue and Taxation.

By Mr. Leon P. Lewis:

H. B. 319. An act to amend and re-enact an act entitled, "An act to create a commission to be known as the Kentucky Child Welfare Commission and to prescribe its duties and functions," which became a law on March 24, 1922, by adding thereto a provision for the establishment of a children's bureau under the control of the Kentucky Child Welfare Commission; and to appropriate funds necessary for the discharge of the functions of said children's bureau and of the Kentucky Child Welfare Commission.

To Committee on Juvenile Courts and Children's Home.

By same:

H. B. 320. An act enabling the fiscal court or county commissioners of each county to establish and maintain a child welfare board.

To Committee on Juvenile Courts and Children's Home.

By Mr. Cushing:

H. B. 321. An act establishing and making the road leading from Covington through Ludlow, Constance, etc., to Burlington, a part of the primary system of State highways.

To Committee on Public Roads and Highways.

By same:

H. B. 322. An act to amend and re-enact subsection 21 of section 2054a of Kentucky Statutes (Carroll's edition), providing for the creation of boards of health in counties having cities of the second class.

To Committee on Public Health.

By Mr. Lawson:

H. B. 323. An act creating the 37th judicial district of the Commonwealth of Kentucky and fixing the terms of court and the respective counties therein and fixing the terms of court of the 27th, 28th and 34th judicial districts, and providing for appointment of a circuit judge and Commonwealth's attorney in the districts affected and requiring same under this act.

To Committee on Circuit Courts.

By Mr. Leroy Lewis:

H. B. 324. An act to amend section 5, chapter 17 of the Acts of the General Assembly of 1920, relating to roads and highways.

To Committee on Public Roads and Highways.

By Mr. Bickett:

H. B. 325. An act relating to roads and highways.

To Committee on Public Roads and Highways.

By Mr. Boling:

H. B. 326. An act to repeal section 1c and section 2 of chapter 39 of the Acts of the General Assembly of 1922, which was an act repealing section 1, section 2 and section 3 of chapter 36 of the Acts of the General Assembly of 1920, and enacting in lieu thereof sections providing for elections of members of county boards of education by division and prescribing duties of the board so elected, also, to repeal section 7 of chap-

ter 36 of the Acts of the General Assembly of 1920, relating to the appointment and removal of teachers, principals and other employes of the county board of education and to the title to school property, and in lieu of these three sections herein repealed to enact the following three sections relating to the qualification, election and tenure of members of county boards of education, the organization and duties of these boards, including the appointment and removal of teachers, principals and other employes of these boards of education.

To Committee on Education No. 2.

By Mr. Pulliam:

H. B. 327. An act amending section 2380b-40 of Carroll's Kentucky Statutes and adding to said statutes sections to be designated as 2380b-62, 2380b-63 and 2380b-64 relating to the drainage and reclamation of lands.

To Committee on Public Ditches.

By Mr. Morris:

H. B. 328. An act relating to the office of county road engineers, amending and re-enacting section 39 of article 1 of the Acts of the General Assembly of 1914 relating to roads and passways, being section 4325 of Kentucky Statutes, Carroll's edition, 1922.

To Committee on Public Roads and Highways.

By Mr. Bennett:

H. B. 329. An act to regulate proceedings in civil cases in circuit court not having continuous sessions.

To Committee on Criminal Law.

By same:

H. B. 330. An act to fix and regulate the times of holding the terms of circuit court in fifth judicial district.

To Committee on Circuit Courts.

By Mr. Linton:

H. B. 331. An act to regulate the selling, offering or exposing for sale of agricultural seeds; making an appropriation to administer and enforce the act; providing penalties for the violation and prescribing the duties of the enforcing officers; and to repeal all laws and parts of laws in conflict with this act.

To Committee on Agriculture.

By Mr. Pulliam:

H. B. 332. An act to repeal sections 1 to 10 inclusive of an act entitled: "An act to further regulate the Bureau of Agriculture, Labor and Statistics," approved March 17, 1902, as amended by an act entitled: "An act to amend an act entitled: 'An act to further regulate the Bureau of Agriculture, Labor and Statistics,' approved March 17, 1902, and being section 33a of the Kentucky Statutes," which was approved March 15, 1912, and being section 33a of the Kentucky Statutes, Carroll's edition of 1922; and providing in lieu thereof for the reorganization of the Department of Labor under the Bureau of Agriculture, Labor and Statistics, including personnel, their salaries, qualifications, duties and penalties for interference and providing for an appropriation with which to carry out the objects of this act.

To Committee on Law Enforcement.

A message was received from the Senate announcing that

they had passed a bill which originated in that body, of the following title, viz.:

S. B. 22. An act to repeal section 1 of chapter 221, entitled, "An act relating to courts of justice, which was approved June 10, 1893, being section 949 of Kentucky Statutes, and to substitute in lieu thereof the section herein enacted relating to the jurisdiction of the Court of Appeals.

Said bill was ordered printed and referred to Committee on Court of Appeals.

The committees to which same had been referred, reported bills of the following titles, viz.:

Mr. Bennett, of the Committee on Circuit Courts:

S. B. 41. An act to amend subdivision 1, section 965, of Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the 36th judicial district of Kentucky, in the counties of Wolfe, Morgan and Magoffin, and declaring an emergency.

By same:

H. B. 243. An act to amend subsection 15 of section 965 of Kentucky Statutes, Carroll's edition. changing the terms of circuit court in Gallatin and Owen counties of the 15th judicial district.

By same:

An act authorizing official stenographic reporters of circuit courts of continuous session to take depositions and administer oaths in any county in the Commonwealth of Kentucky.

By same:

H. B. 55. An act to create the 37th judicial district of Kentucky; to provide for the holding of courts in said 37th judicial district and providing for the appointment of a judge and Commonwealth's attorney for said 37th judicial district; to change the 20th judicial district of Kentucky, so as to establish a circuit court district in Boyd county, a county of the said 20th judicial district; to provide for holding a court of continuous session in said 20th judicial district, and continuing the present judge and Commonwealth's attorney thereof in office as such.

By same:

H. B. 91. An act to change the time of holding court in the 31st judicial district.

By same:

H. B. 62. An act to amend section 2260 of Carroll's 1922 edition of the Kentucky Statutes, relating to the fee of jurors.

(With an amendment thereto.)

By Mr. Watkins, of the Committee on State Fair:

S. B. 27. An act to authorize and confirm the sale by the Kentucky State Board of Agriculture to the Ford Motor Company, incorporated, of 23.81 acres of land, more or less, in Jefferson county, Kentucky, and to provide for the purchase by the Kentucky State Board of Agriculture of 26.17 acres of land, more or less, for State Fair purposes out of the proceeds of the sale to the Ford Motor Company, and to authorize the said board to dispose of any portion of the 26.17 acres of land, more or less, as in their discretion is not suited for State purposes and to provide for the application of the proceeds of said sale to the payment of outstanding bonds of the board.

By Mr. Simons, of the Committee on Suffrage and Elections:

H. B. 106. An act to repeal an act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class, being chapter 137 of the Acts of the General Assembly of 1922.

By same:

H. B. 102. An act relating to elections, counting votes, duties of officers respecting ballot boxes and keys, the announcing of vote and amending, repealing and re-enacting section 1482, Kentucky Statutes, 1915 edition.

By same:

H. B. 198. An act relating to registration for elections.

By same:

H. B. 256. An act to amend and re-enact subsection 6, section 1550 of the Kentucky Statutes, Carroll's 1915 edition, as previously amended by chapter 156 of the Acts of 1920, and as further amended by chapter 99 of the Acts of 1920.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time.

Ordered that said bills be placed on the calendar.

Mr. Strange moved that the rules be suspended and that the House take up for consideration the orders of the day.

Said motion was agreed to.

Ordered that the House take up for consideration from the calendar, bills of the following titles, viz.:

H. B. 200. An act relating to the State Live Stock Sanitary Board.

H. B. 204. An act relating to the sales of leaf tobacco at public auction in this Commonwealth.

H. B. 28. An act to amend and re-enact sections 2740 and 2741 of article 1, chapter 89, Kentucky Statutes, Carroll's edition of 1922, relating to the classification of cities and towns.

H. B. 74. An act to amend section 2740 of the Kentucky Statutes, Carroll's 1922 edition, relating to the classification of towns and cities, and creating an emergency.

H. B. 54. An act to repeal and re-enact sections 9 and 12 of General Assembly of the Commonwealth of Kentucky, 1920, relating to the levy of taxes in cities of the third class for school purposes, fixing the limit of rate of taxation therein at $1.50 on each $100.00 of taxable property in such cities and otherwise re-enacting said sections 9 and 12 of said chapter 53.

H. B. 9. An act to amend article 4 of chapter 89, Carroll's 1922 edition, Kentucky Statutes, and to create a pension fund for disabled policemen and firemen in cities of the third class.

H. B. 32. An act to amend and re-enact sections 9038c-1 and 9038c-2 of article 12 of chapter 34 of the Acts of the session of the General Assembly, 1920, relating to county hospitals in counties and cities of the second and third classes.

H. B. 82. An act to amend section 2739c-62, Carroll's Kentucky Statutes, 1922 edition, approved March 25, 1920, relating to the collection of automobile licenses and settlement for all moneys collected by the county clerk, and fixing his fees for making said collections.

(With an amendment thereto.)

H. B. 81. An act requiring all litigants in the civil courts of the State of Kentucky to deposit with the clerk of such court a deposit in the sum of ten dollars to cover such costs as may and whatever left to be returned.

H. B. 196. An act adopting as the law of the Commonwealth of Kentucky, the sixth edition of Carroll's Kentucky Statutes, compiled and edited to January, 1922, and issued in the year 1922.

H. B. 190. An act to amend and re-enact an act approved March 18, 1912, amending and re-enacting section 2436, Kentucky Statutes, relating to liens of mechanics and materialmen.

H. B. 63. An act designating the 11th day of November of each year a legal holiday, to be known as Armistice Day.

H. B. 90. An act to assist disabled men and women in obtaining from the federal government the relief authorized by Acts of Congress, continuing in existence for that purpose the Kentucky Disabled Men's Board, and appropriating funds therefor; providing maintenance of an office and stenographic help to carry on work of said board, and declaring an emergency to exist.

H. B. 60. An act to repeal and re-enact section 3485, Kentucky Statutes, 1915 edition, relating to personal representatives.

H. B. 14. An act to repeal section 2711a-128, Kentucky Statutes, to create and make appropriation for the armory fund; to create the Armory Commission and define its powers.

H. B. 111. An act to amend section 5 of chapter 17 of

the Acts of the General Assembly of Kentucky, 1920, which is now section 4356t-5 of Kentucky Statutes by Carroll, 1922 edition, the same relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of same.

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court, prescribing their qualifications, and how they shall be selected.

H. B. 207. An act to repeal chapter 215 of the Acts of the General Assembly passed at the December session of 1841, and approved February 17, 1842, entitled: "An act to repeal all acts or parts of acts declaring Dix river a navigable stream, and for other purposes."

H. B. 208. An act to amend and re-enact section 2 of chapter 116 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled: "An act to require owners of dams across certain streams in this Commonwealth to construct and maintain fish ladders or roads across said dams, and providing penalties for failure so to do," which section 2 of said chapter is section 1392a-2 of Carroll's 1922 edition of Kentucky Statutes.

H. B. 209. An act to amend and re-enact chapter 116 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled: "An act to prevent the obstruction of navigable streams of this Commonwealth," which chapter is section 1392b of Carroll's 1922 edition of Kentucky Statutes.

H. B. 96. An act creating boards of education for cities of the second class, providing for the election thereof, defin-

ing their powers and duties, and repealing all laws in conflict herewith, approved March 19, 1912. and is now section 3225a-25, Carroll's Kentucky Statutes.

(With an amendment thereto by way of a substitute thereto.)

H. B. 231. An act amending and re-enacting chapter 39, ferries, General Statutes, chapter 42, Carroll's Kentucky Statutes, edition of 1922, requiring owners and operators of ferries of general public importance to improve approaches thereto and to keep danger signals thereon.

(Together with an amendment thereto.)

H. B. 83. An act to amend and re-enact section 1093, Kentucky Statutes, relating to jurisdiction of justices and quarterly courts and in penal actions and giving said justices and quarterly courts and the judges thereof concurrent jurisdiction of the circuit courts of the offenses of petit larceny, vagrancy and the first offense of carrying concealed weapons and of violation of city ordinances.

Ordered that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with they were read the second time by their titles.

Ordered that said bills be placed in the orders of the day.

The House took up for consideration from the orders of the day, a bill entitled:

H. B. 26. An act to amend subdivision 1, section 965 of Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the 36th judicial district of Kentucky in the counties of Wolfe, Morgan and Magoffin and declaring an emergency.

Mr. Howard moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the orders of the day a bill entitled:

H. B. 3. An act to change and fix the time of terms of courts in the 10th judicial district.

Mr. Vance moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the orders of the day, a bill entitled:

H. B. 8. An act to amend section 965, Carroll's Kentucky Statutes, changing the time of holding the regular terms of circuit court in the 27th judicial district.

Mr. Moore moved that said bill be made a special order of the day for Monday, February 6, at ten-thirty o'clock a. m.

Said motion was agreed to.

The House took up for consideration from the orders of the day, a bill entitled:

H. B. 43. An act to amend, extend, revise and re-enact section 971 of Carroll's 1915 edition of the Kentucky Statutes, relating to special judges of circuit courts.

Mr. Drury moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the orders of the day, a bill entitled:

H. B. 35. An act relating to State Board of Health.

Mr. Boling moved that said bill be recommitted.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Drury and Leon P. Lewis, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	O. C. Gartin	E. E. Palmore
A. J. Baldridge	T. H. Golden	J. J. Patterson
L. D. Bax	J. W. Howard	V. H. Redwine
Homer Beliles	R. O. Huntsman	J. F. Reed
W. M. Boling	Hector Johnson	C. W. Ryans
Wm. H. Bornhorst	A. J. Jolly	Lee L. Simons
J. F. Bosworth	D. C. Jones	Geo. W. Smith
W. J. Brandenburg	H. J. Kegley	F. L. Strange
W. B. Bush	John H. Lawson	H. Q. Thompson
Sherman Chasteen	I. T. Layman	D. D. Thornberry
Lee Clark	Leroy Lewis	N. I. Toombs
Sam Cole	J. T. Linton	J. Wood Vance
F. W. Collings	J. L. Manning	C. D. Vincent
J. L. Cushing	J. W. Martin	W. S. Wallen
J. R. Dorman	Harry Miller	E. C. Walker
G. L. Drury	G. W. Morgan	C. Westerfield
H. C. Duffy	J. L. Morgan	

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Those who voted in the negative were—

W. B. Ardery	Allen B. Cammack	J. O. Evans
T. H. Baker	J. G. Campbell	H. M. Fultz
J. H. Baughman	R. J. Cain	J. E. Hadden
W. B. Belknap	L. F. Coomes	W. R. Haselwood
C. W. Bennett	E. J. Doss	H. C. Hawkins
J. E. Bickett	Wm. M. Duncan	L. J. Jeter
S. A. Blackburn	D. E. Edwards	J. Roy Johnson

T. H. King	Wm. J. Moore	G. W. Shadoan
T. J. Knight	E. D. Morris	W. M. Simpson
Oscar Leibson	Chas. A. Nelson	A. W. Stamper
Leon P. Lewis	F. V. Nunnelly	W. S. Tinsley
Martin Light	G. L. Perryman	M. E. Vaughan
J. Will McFarlin	H. A. Pulliam	W. D. Watkins
W. J. McMurry	J. L. Richardson	F. E. Wilson
R. D. McMurtry	J. E. Robbins	
E. B. Miller	Arthur Saunders	

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The House took up for consideration from the orders of the day, a bill entitled:

H. B. 88. An act requiring the State Librarian to furnish to the law library of the University of Kentucky sets of the Acts of the General Assembly, the Journals of the House and the Senate, the Kentucky Reports, the Advance Sheets of the Kentucky Reports and the Code and the Statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the State Librarian be and he is hereby required and directed to furnish to the law library of the University of Kentucky, free of cost and as they are published, a copy of the Acts of the General Assembly, the Journals of the House and Senate, the Kentucky Reports, the Advance Sheets of the Kentucky Reports and the Code and Statutes.

§ 2. Said Librarian is further directed to furnish to said law library of the University of Kentucky, free of cost and to the extent that same are on hand and may be spared from the State Library, a complete set of the Acts of the General Assembly, of the Journals of each House, of the Kentucky Reports, of the various editions of the Code and of the various editions of the Statutes, such as the Kentucky Statutes, the General Statutes, etc.

Whereas, said law library of the University of Kentucky is badly in need of the foregoing books, an emergency is hereby declared to exist, and this act shall take effect and be in force from and after its passage and approval by the Governor.

Ordered the said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
Harry Miller
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
W. M. Simpson

A. W. Stamper	N. I. Toombs	E. C. Walker
F. L. Strange	J. Wood Vance	W. D. Watkins
H. Q. Thompson	M. E. Vaughan	C. Westerfield
D. D. Thornberry	C. D. Vincent	F. E. Wilson
W. S. Tinsley	W. S. Wallen	

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Resolved that the title thereof be as aforesaid.

Mr. Cole moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the orders of the day, a bill entitled:

H. B. 5. An act to provide for the construction of sewers in cities of the third class and to provide for the payment for same and repeal subsection 8 of section 3289, Kentucky Statutes, relating thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The common council or commissioners of cities of the third class may construct or reconstruct, maintain, alter, repair, or change sewers in such manner and at such times as the common council shall by ordinance declare, either by general taxation or at the cost of the property owners. The common council may, by ordinance, construct, build, maintain, repair, alter or change a system of sewers, including sewering of the intersections of streets at the cost of the property owners of said city, but if so constructed same shall be done as follows:

No resolution declaring the necessity for same shall be required.

The common council or commissioners shall by ordinance

divide the city into one or more sewer districts as in their judgment shall be most suitable for the purposes of such improvement, but not less than one district shall be sewered at one time. The cost of sewering an entire district shall be apportioned among the property owners of said district ratably according to the superficial area of said property owners' holdings in said sewer district. The construction of such sewer system may include a sewage disposal plant and mains and laterals which are for the common use and benefit of all the sewer districts and the cost thereof may be ratably distributed and apportioned among the property holders of all the districts improved. And any outlying sewer districts subsequently improved shall upon connection with the system pay to the city such sum as the commissioners or council shall fix, which shall be ratably distributed and assessed against the property therein and collected with the cost of sewering such district and said sum shall be kept separate and applied only to the maintenance and upkeep of said sewer system in order to equalize the cost of such disposal plant and mains.

In the construction of such system the city may incorporate therein any sewers which have been heretofore constructed which in the judgment of the common council or commissioners may be proper and suitable for such purpose and in such event a proper and equitable credit or abatement shall be made on account thereof against the property or the property owner served by such sewers. But this provision shall not apply where the city has paid for such sewers, and shall only apply where the property owner shall have himself personally paid for the sewer so taken.

After the city shall have by ordinance described and numbered each sewer district it shall thereafter be sufficient in referring to such district either in construction ordinances, contracts or advertisements or in any other place to refer to the number of said district alone without particular description thereof by metes and bounds.

A contract for the construction of such improvement shall

be let upon competitive bidding to the lowest and best bidder, but the same shall not be done until after advertisement therefor shall have been published at least once in a newspaper of said city ten (10) days prior to the awarding of such contract.

The contractor may be required by the city to give bond for the faithful discharge of his contract with approved surety thereon.

Upon the completion of the improvement of any district the engineer for the city shall make the estimate and apportionment of cost to each property owner therein and submit the same to the common council or commissioners. Such estimate shall be published once in a newspaper of said city at least three days before the same is approved by the council or commissioners and the persons affected thereby shall within such time lodge with the clerk of the city written protest or complaint, if any, relative thereto or relative to any other matter concerning said improvement or the proceedings affecting same, and the same shall be considered and disposed of by the council or commissioners before the estimate and apportionment is approved. The council or commissioners shall have power to make such corrections or adjustments in the estimate or apportionment of cost or relative to any other matter concerning the improvement or proceedings affecting the same as may in the judgment of such body be just and equitable, and the same shall be entirely within their discretion and their judgment thereupon shall be conclusive and binding upon all parties, except in case of actual fraud on the part of such common council or commissioners.

When such estimate or apportionment is approved by the common council or commissioners the same shall as of that date become a lien upon the property against which the same is assessed superior to all liens prior or subsequent, except State, county and city general taxes and of equal dignity with other improvement liens and shall become due and payable at once. A warrant of even date with the approval of said apportionment in such form as may be prescribed by the city

shall be issued and delivered by the city clerk to the contractor against each property owner and shall bear interest from the date thereof and if not paid within thirty (30) days after said date, a penalty of ten (10%) per centum thereof shall be added thereto. Such liens may be enforced by proceedings in equity in the Bell circuit court in which proceedings any and all property owners subjected to lien by the same contract may be included as defendants. And in such proceedings it shall only be necessary to allege that the improvement was made and the cost thereof apportioned pursuant to ordinances and contracts adopted and made by the city without pleading the same at length and the warrant filed with the petition in the case as part thereof shall be prima facie evidence that all steps necessary to perfect a lien against the property have been duly taken. And the common council or commissioners of the court aforesaid shall at all times have power and discretion and it shall be their duty to make any orders or changes or corrections and take any steps that may be necessary to perfect and preserve said lien and such lien shall not be defeated by reason of any error, omission, oversight, failure, jurisdictional or otherwise, on the part of the city, its council or commissioners, agents or employes or any other person performing any function in connection therewith, if the improvement has been constructed and accepted substantially as provided either by the ordinance or the contract.

If the apportionment be not made in the name of the true owner the statute of limitations shall not begin to run until it is so made.

§ 2. The common council or commissioners may provide by the ordinance requiring the construction of such improvement that the same shall be done upon the ten-year or other annual installment payment plan. In such event when any such improvement shall have been completed and the estimate of the cost thereof approved, the common council or commissioners shall by ordinance apportion such cost as hereinbefore

provided and levy a tax against the property affected thereby for the payment thereof upon such annual installment payment plan and all subsequent proceedings relative thereto shall be had and taken under and controlled by the provisions of chapter 129 of the Acts of the General Assembly of 1922, the same being entitled: "An act to amend an act entitled, 'An act to amend and re-enact sections 3449, 3450, 3451, 3452, 3453, 3454, 3455, 3456, 3457, 3458, 3459 of the Kentucky Statutes, relative to the control and improvement of public streets, alleys, sidewalks, roads, lanes, avenues, highways, and thoroughfares in cities of the third class.'"

§ 3. Subsection 8 of section 3290, Kentucky Statutes and all other acts or parts of acts in conflict herewith are hereby repealed.

§ 4. Whereas many cities of the third class in the Commonwealth are suffering and the health of the respective communities being endangered by reason of lack of sewer facilities, an emergency is declared to exist and this act shall take effect from and after its passage.

Mr. Gartin offered the following amendment to said bill by way of substitute therefor:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Wherever the word "council" is used in this act the same shall mean the common council of third class cities or its board of commissioners where the commission form of government may have been adopted in such city.

The council of cities of the third class may construct or reconstruct, maintain, alter, repair or change sewers in such manner and at such time as the council shall by ordinance declare, either by general taxation or at the cost of the property owners.

No resolution declaring the necessity for any of the improvements provided by this act shall be required.

Where the city has not been laid off into sewer districts

as hereinafter provided or where less than an entire district is affected, the council may by ordinance designate the property, apportion the cost of such improvement, including street intersections, either upon the superficial area of such property and against the owners thereof or according to the frontage of such owners of property abutting upon such improvement as in its discretion shall seem most equitable, and their determination relative thereto shall be final, and a lien shall be created for such cost from the time of such apportionment. And all the steps and proceedings, terms and conditions for the ordering, letting, performing, accepting and apportioning said improvement and the cost thereof and creating, perfecting and enforcing the lien therefor shall be as hereinafter set out in case of construction of a system of sewers.

§ 2. The council may by ordinance construct, build, maintain, repair, alter or change a system of sewers, including sewering of the intersections of streets at the cost of the property owners of said city, but if so constructed the same shall be done as follows:

The council shall by ordinance divide the city into one or more sewer districts as in their judgment may seem most suitable for the purposes of such improvement, but not less than one district shall be sewered at one time. The cost of sewering an entire district shall be apportioned among the property owners of said district ratably according to the superficial area of said property owners' holdings in said sewer district or according to the frontage of such owners' property abutting upon such improvement as in its discretion shall be deemed most equitable. The construction of such sewer system may include a sewerage disposal plant and mains and laterals which are for the common use and benefit of all the sewer districts and the cost thereof may be ratably distributed and apportioned among the property holders of all the districts improved. And any outlying sewer district subsequently improved shall upon connection with the system pay

to the city such sum as the commissioners or council shall fix, which shall be ratably distributed and assessed against the property therein and collected with the cost of sewering such district and said sum shall be kept separate and applied only to the maintenance and upkeep of said sewer system in order to equalize the cost of such disposal plant and mains.

In the construction of such system the city may incorporate therein any sewers which have been theretofore constructed which in the judgment of the council or commissioners may be proper and suitable for such purpose and in such event a proper and equitable credit or abatement shall be made on account thereof against the property of the property owner served by such sewers. But this provision as to payment shall not apply where the city has paid for such sewers. And shall only apply where the property owner or his predecessor in title shall have paid for the sewer so taken.

After the council shall have by ordinance described and numbered each sewer district it shall thereafter be sufficient in referring to such district either in construction ordinances, contracts or advertisements or in any other place to refer to the number of said district alone without particular description thereof by metes and bounds.

A contract for the construction of such improvement shall be let upon competitive bidding to the lowest and best bidder, but the same shall not be done until after advertisement therefor shall have been published at least once in a newspaper of said city ten (10) days prior to the awarding of such contract.

The contractor may be required by the city to give bond for the faithful discharge of his contract with approved surety thereon.

Upon the completion of the improvement of any district the engineer for the city shall make the estimate and apportionment of cost to each property owner therein and sub-

mit the same to the council. Such estimate shall be published once in a newspaper of said city at least three days before the same is approved by the council and the persons affected thereby shall within such time lodge with the clerk of the city written protest or complaint, if any, relative thereto or relative to any other matter concerning said improvement or the proceedings affecting same, and the same shall be considered and disposed of by the council or commissioners before the estimate and apportionment is approved. The council shall have the power to make such corrections or adjustments in the estimate or apportionment of cost or relative to any other matter concerning the improvement or proceedings affecting the same as may in the judgment of such body shall be just and equitable, and the same shall be entirely within their discretion and their judgment thereupon shall be conclusive and binding upon all parties, except in case of actual fraud on the part of such council.

When such estimate and apportionment is approved by the council and the same shall as of that date become a lien upon the property against which the same is assessed superior to all liens prior or subsequent, except state, county and city general taxes and of equal dignity with other improvement liens and shall become due and payable at once. A warrant of even date with the approval of said apportionment in such form as may be prescribed by the city shall be issued and delivered by the city clerk to the contractor against each property owner and shall bear interest from the date thereof and if not paid within thirty (30) days after said date, a penalty of ten (10) per centum thereof shall be added thereto. Such liens may be enforced by proceedings in equity in the circuit court of the county in which the property is located and all property owners subject to lien by reason of the contract may be included as defendants. And in such proceedings it shall only be necessary to allege that the improvement was made and the cost thereof apportioned pursuant to ordinances and contracts adopted and made by the city without pleading the same at length and the war-

rant filed with the petition in the case as part thereof shall be *prima facie* evidence that all steps necessary to perfect a lien against the property have been duly taken. And the council or the court aforesaid shall at all times have power and discretion and it shall be their duty to make any orders or changes or corrections and take any steps that may be necessary to perfect and preserve said lien, and such lien shall not be defeated by reason of any error, omission, oversight, or failure, jurisdictional or otherwise, on the part of the city, its council, agents or employes or any other person performing any function in connection therewith, if the improvement has been constructed and accepted substantially as provided either by the ordinance or the contract.

If the apportionment be not made in the name of the true owner the statute of limitations shall not begin to run until it is so made.

§ 3. The council may provide by the ordinance requiring the construction of such improvement that the same shall be done upon the ten year or other annual installment payment plan. In such event when any such improvement shall have been completed and the estimate of the cost thereof approved, the council shall by ordinance apportion such cost as hereinbefore provided and levy a tax against the property affected thereby for the payment thereof upon such annual installment payment plan and all subsequent proceedings relative thereto shall be had and taken under and controlled by the provisions of chapter 129 of the Acts of the General Assembly of 1922, providing therefor, the same being entitled: "An act to amend an act entitled an act to amend and re-enact sections 3449, 3450, 3451, 3452, 3453, 3454, 3455, 3456, 3457, 3458, 3459, of the Kentucky Statutes relative to the control and improvement of public streets, alleys, sidewalks, roads, lanes, avenues, highways, and thoroughfares in cities of the third class."

§ 4. The council may include the construction, reconstruction, alteration or repair of sewers in and as a part of the cost of such improvement.

§ 5. If any section of this act be declared unconstitutional the same shall not affect the validity of any other part of the act.

§ 6. Subsection 8 of section 3290, Kentucky Statutes, and all other acts or parts of acts in conflict herewith are hereby repealed.

§ 7. Whereas many cities of the third class in the Commonwealth are suffering and the health of the respective communities being endangered by reason of lack of sewer facilities, an emergency is declared to exist and this act shall take effect from and after its passage.

Said substitute was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

W. L. Agee	Sherman Chasteen	J. E. Hadden
W. B. Ardery	Sam Cole	W. R. Haselwood
T. H. Baker	F. W. Collings	H. C. Hawkins
A. J. Baldridge	L. F. Coomes	J. W. Howard
J. H. Baughman	J. L. Cushing	R. O. Huntsman
L. D. Bax	J. R. Dorman	L. J. Jeter
W. B. Belknap	E. J. Doss	Hector Johnson
Homer Beliles	G. L. Drury	J. Roy Johnson
J. E. Bickett	H. C. Duffy	A. J. Jolly
S. A. Blackburn	Wm. M. Duncan	D. C. Jones
W. M. Boling	D. E. Edwards	H. J. Kegley
J. F. Bosworth	G. W. Eller	T. H. King
W. J. Brandenburg	J. O. Evans	T. J. Knight
Allen B. Cammack	H. M. Fultz	John H. Lawson
J. G. Campbell	O. C. Gartin	I. T. Layman
R. J. Cain	T. H. Golden	Leon P. Lewis

Leroy Lewis	F. V. Nunnelly	H. Q. Thompson
Martin Light	E. E. Palmore	D. D. Thornberry
J. T. Linton	J. J. Patterson	W. S. Tinsley
J. Will McFarlin	G. L. Perryman	N. I. Toombs
W. J. McMurry	H. A. Pulliam	J. Wood Vance
J. L. Manning	V. H. Redwine	M. E. Vaughan
J. W. Martin	J. L. Richardson	C. D. Vincent
E. B. Miller	J. E. Robbins	W. S. Wallen
Harry Miller	C. W. Ryans	E. C. Walker
G. W. Morgan	G. W. Shadoan	W. D. Watkins
J. L. Morgan	Lee L. Simons	C. Westerfield
Wm. J. Moore	Geo. W. Smith	F. E. Wilson
E. D. Morris	A. W. Stamper	
Chas. A. Nelson	F. L. Strange	—88

Mr. Bosworth moved that the title thereof be amended so as to read as follows, viz.:

"An act to provide for the construction of sewers in cities of the third class and to provide for the payment for same and creating a lien therefor upon the property benefited and to repeal subsection 8 of section 3290, Kentucky Statutes, relating thereto."

Resolved, that the title thereof be as aforesaid.

Mr. Bosworth moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Cushing moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, JANUARY 31, 1924.

The House was opened with prayer by the Reverend J. C. Pelgrim, of the Presbyterian church, Northern Assembly, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

The Chief Clerk produced and read to the House the following communication, viz.:

The White House, Washington,

January 28, 1924.

My Dear Mr. Howes:

I wish to make acknowledgment of the receipt of your letter of the twenty-fifth, transmitting a resolution adopted by the Kentucky House of Representatives recommending Honorable Flem D. Sampson for appointment as United States Circuit Judge for the Sixth Circuit, and to say that I shall be glad to lay it before the President. I know he will appreciate having this estimate of the qualifications of Judge Sampson.

Sincerely yours,

(Signed) C. B. SLEMP,

Secretary to the President.

United States Senate,
Committee on the Judiciary.

Mr. C. J. Howes, *Chief Clerk,*
House of Representatives,
Frankfort, Ky.

Dear Mr. Howes:

This is to acknowledge the receipt of your letter of recent date in which you endorse the appointment of Judge Flem D. Sampson as successor to Judge Royal E. Knappen upon the retirement of the latter from the bench of the United States Circuit Court of Appeals for the sixth district.

When this matter comes up for attention your recommendation of Judge Sampson will be given full consideration.

Yours very truly,

(Signed) RICHARD P. ERNST,

Said communications were received and ordered filed.

Mr. Ardery offered the following resolution, viz.:

Concurrent resolution. Resolved by the House of Representatives (the Senate concurring) that, in view of the fact that Kentucky bears the proud distinction of being the birthplace of Senator Oscar W. Underwood, who has rendered such distinguished service to his party and his country, who is nationally known as the foremost authority on the tariff and whose leadership of the Democratic party in the Senate of the United States has been among the greatest contributions to good and wise government during the present generation, that the President of the Senate and the Speaker of the House of Representatives be authorized to invite Senator Oscar W. Underwood to address the General Assembly during the present session at a time suitable to him.

Said resolution was adopted.

Mr. Leroy Lewis offered the following resolution, viz.:

Whereas, one of Kentucky's best educators, J. G. Crabbe, has passed from life's activities and,

Whereas, through his devotion to the educational interest of Kentucky he has left his imprint on the educational system of the state,

Be it resolved, that the Legislature join Mrs. Cora Wilson Stewart in her request to have the remains of ex-State Superintendent of Public Instruction, J. G. Crabbe, buried in Kentucky soil.

Said resolution was adopted.

Mr. Leon P. Lewis moved that a leave of absence be granted to Mr. Belknap.

Said motion was agreed to.

Mr. Blackburn moved that a leave of absence be granted to Mr. Dorman.

Said motion was agreed to.

Mr. Richardson moved that when the House adjourn today, it adjourn to meet on Monday, February 4, at one o'clock p. m.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Richardson and Nelson, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	H. C. Duffy	G. W. Morgan
W. B. Ardery	O. C. Gartin	Wm. J. Moore
T. H. Baker	W. R. Haselwood	E. E. Palmore
A. J. Baldridge	H. C. Hawkins	G. L. Perryman
Homer Beliles	R. O. Huntsman	J. L. Richardson
J. E. Bickett	Hector Johnson	C. W. Ryans
Wm. H. Bornhorst	A. J. Jolly	H. Q. Thompson
J. F. Bosworth	D. C. Jones	W. S. Tinsley
W. B. Bush	H. J. Kegley	J. Wood Vance
J. G. Campbell	John H. Lawson	C. D. Vincent
R. J. Cain	Oscar Leibson	W. S. Wallen
Sherman Chasteen	Leroy Lewis	E. C. Walker
Sam Cole	R. D. McMurtry	C. Westerfield
J. L. Cushing	J. L. Manning	
G. L. Drury	Harry Miller	—43

Those who voted in the negative were—

J. H. Baughman	Allen B. Cammack	D. E. Edwards
L. D. Bax	Lee Clark	J. O. Evans
C. W. Bennett	F. W. Collings	H. M. Fultz
S. A. Blackburn	L. F. Coomes	T. H. Golden
W. M. Boling	E. J. Doss	J. E. Hadden
W. J. Brandenburg	Wm. M. Duncan	J. W. Howard

L. J. Jeter	E. B. Miller	G. W. Shadoan
J. Roy Johnson	J. L. Morgan	Lee L. Simons
T. H. King	E. D. Morris	W. M. Simpson
T. J. Knight	Chas. A. Nelson	Geo. W. Smith
I. T. Layman	F. V. Nunnelly	A. W. Stamper
Leon P. Lewis	J. J. Patterson	D. D. Thornberry
Martin Light	H. A. Pulliam	N. I. Toombs
J. T. Linton	V. H. Redwine	M. E. Vaughan
J. Will McFarlin	J. F. Reed	W. D. Watkins
W. J. McMurry	J. E. Robbins	F. E. Wilson
J. W. Martin	Arthur Saunders	—50

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

S. B. 55. An act to enable any city of the first class, having a municipal university, to make provisions for such university by issuing bonds, and providing how the university shall proceed in making any additions or improvements contemplated by the act.

S. B. 44. An act to amend section 3642 of the Kentucky Statutes, Carroll's 1915 edition, relating to violation of ordinances, misdemeanors, in cities of the fifth class.

S. B. 3. An act to amend and re-enact chapter 42A, section 1599A, subsection 8 and subsection 1 of subsection 8 of Carroll's Kentucky Statutes, 1915 edition, entitled: "An act to repeal and re-enact an act entitled, an act to establish a State Board of Embalming, defining the duties thereof, to provide for the better protection of life and health, and to prevent the spread of contagious diseases, to regulate the practice of embalming and undertaking in connection with the care and disposition of the dead, and to provide a penalty for the violation thereof."

Said bills were ordered printed and referred as follows, viz.:

1. To Committee on Municipalities.

2. To Committee on Cities of the Fifth and Sixth Classes.

3. To Committee on Public Health.

A message was received from the Senate announcing that they had concurred in a resolution which originated in this House, as follows, viz.:

Concurrent resolution.

Whereas, in times past, Kentucky through its representatives and Senate, has extended invitations to various prominent men of the nation, to visit Kentucky and address a joint session of the House of Representatives and Senate on some subject of national or state interest,

And, Whereas, the Hon. William G. McAdoo, former Secretary of the Treasury of the United States of America, and a man who is an outstanding figure in American life,

And, whereas, his advice and counsel is sought by men of public affairs on national and state questions,

Therefore, be it resolved, that the House of Representatives, the Senate concurring, extend to the Hon. William G. McAdoo, an invitation to address a joint session of the House of Representatives and Senate of Kentucky, at some date convenient to him, not later than March 5th.

Be it further resolved, that the Clerk of the House of Representatives and Senate extend said invitation to Mr. McAdoo.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Thompson:

H. B. 333. An act to regulate and license the manufacturing, altering, repairing, finishing or making for wages or for sale, any wearing apparel in dwelling or tenement houses and to provide for punishment for violation thereof.

To Committee on Kentucky Statutes.

By Mr. Jolly:

H. B. 334. An act to repeal and re-enact subsections 7 and 8 of section 4421A of the Kentucky Statutes, Carroll's edition of 1922, relating to the adoption, sale and distribution of school text books in cities of the first, second, third, fourth, fifth and sixth classes, and in independent graded school districts.

To Committee on Education No. 1.

By Mr. Agee:

H. B. 335. An act defining the qualifications for admission or matriculation to medical colleges or colleges of medicine and surgery in this state, and providing that certificates or diplomas issued to graduates of medical colleges in this state shall authorize such graduate to practice medicine in this Commonwealth without further examination, provided same is filed with the Secretary of the State Board of Health, and providing further, a penalty for violations of this act.

To Committee on Public Health.

By Mr. Sanders:

H. B. 336. An act to establish project No. 68 in the primary system of State Highways.

To Committee on Public Roads and Highways.

By Mr. Robbins:

H. B. 337. An act to provide for the construction of sewers in cities of the fourth class and to provide for the payment for the same, and repealing subsection 9 of section 3490, Kentucky Statutes, relating thereto.

To Committee on Cities of the Fourth Class.

By Mr. Jones:

H. B. 338. An act to increase the compensation of the clerical assistants of the judges and each commissioner of the Court of Appeals and for that purpose to amend section 962A of the Kentucky Statutes, edition of John D. Carroll of 1915.

To Committee on Court of Appeals.

By Mr. Leibson:

H. B. 339. An act to amend an act entitled: "An act to amend section 1159, Kentucky Statutes, Carroll's edition, 1915, relating to burglary and robbery," approved March 24, 1922.

To Committee on Criminal Law.

By Mr. Coomes:

H. B. 340. An act to amend sections 1, 4-a, 11, 18, 24 and 30 of an act entitled: "An act to provide an elective system of workmen's compensation for industrial accidents," and known as chapter 33 of the Acts of the General Assembly of the Commonwealth of Kentucky, approved by the Gover-

nor on March 23, 1916, and the same act as amended by what is known as chapter 126 of the Acts of the General Assembly for the year 1918, and approved by the Governor on March 29, 1918, and the same act as amended by what is known as chapter 37 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1920, and approved by the Governor on March 22, 1920, and the same act as amended by what is known as chapter 50 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1922, and approved by the Governor on March 22, 1922. Said sections as amended and to be amended are known as sections 4880, 4884, 4892, 4897, 4905 and 4911 of Carroll's Kentucky Statutes, sixth edition, 1922.

To Committee on Compensation for Industrial Injuries.

By Mr. Smith:

H. B. 341. An act relating to game birds and game animals, and to amend chapter 122, Acts of 1920, sections 6 and 16 for the protection of deer, wild turkey, pheasants and Hungarian partridges.

To Committee on Fish and Game.

By Mr. Vaughan:

H. B. 342. An act creating a State Board of Education, specifying its powers, duties and functions, repealing sections of Carroll's 1918 edition of Kentucky Statutes to wit: sections 4377, 4378, 4379, 4380, 4381, 4382, 4383, 4369b-3, 4535k-1, 4535k-3, 4535k-5, relating to membership of the State Board of Education, its powers and duties; also acceptance of an act of Congress providing for vocational education board and an act of Congress relating to vocational rehabilitation and reaffirming acceptance of these acts, and in lieu thereof, enacting sections and subsections vesting the general

administration and supervision of the schools and school fund in a State Board of Education, setting forth certain powers, privileges and duties of said board.

To Committee on Education No. 2.

By Mr. Doss:

H. B. 343. An act relating to roads and bridges.

To Committee on Public Roads and Highways.

By same:

H. B. 344. An act to repeal and re-enact project No. 20 of section 5 of chapter 17 of the Acts of 1920, relating to roads and bridges.

To Committee on Public Roads and Highways.

By Mr. Hadden:

H. B. 345. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920.

To Committee on Public Roads and Highways.

By Mr. Nunnelly:

H. B. 346. An act to amend and re-enact section 1893b-5 of chapter 53, Kentucky Statutes, relating to protection of fish.

To Committee on Fish and Game.

Mr. Drury moved that the rules be suspended and that

the consideration of the orders of the day be postponed until the call of the committees for reports is completed.

Said motion was agreed to.

The committees to which same had been referred reported bills of the following titles, viz.:

By Mr. Cammack, of the Committee on Codes of Practice:

H. B. 17. An act to amend and re-enact section 347 of the Criminal Code of Practice, sixth edition, 1919, edited by John D. Carroll.

By same:

S. B. 21. An act to amend section 185 of the Civil Code of Practice.

By same:

H. B. 178. An act to amend section 25, Civil Code of Practice, Carroll's Kentucky Code, sixth edition, 1919.

By same:

H. B. 143. An act to amend section 170 of the Code of Practice in Criminal Cases.

With an amendment thereto.

By same:

H. B. 40. An act to amend section 203 of the Code of Practice in Criminal Cases.

By Mr. Howard, of the Committee on Bond Issues.

H. B. 37. An act to provide for the execution and sale of seventy-five million dollars ($75,000,000.00) of bonds of the Commonwealth, fixing the time when they shall be sold and the use of the proceeds thereof and providing for the payment of the principal and interest upon said bonds to the end that they may be extinguished within thirty years, and providing for the submission of this act to the voters at the general election to be held on November 4, 1924.

With sundry amendments thereto.

By Mr. Nelson, of the Committee on Appropriations:

H. B. 103. An act for the benefit of the Kentucky School for the Blind, and making appropriations therefor.

By Mr. Cole, of the Committee on Criminal Law.

H. B. 152. An act fixing the jurisdiction of county judges and justices of the peace in criminal cases.

By same:

H. B. 123. An act to amend and re-enact sections 794 and 1166 of the Kentucky Statutes, Carroll's edition, 1922, relating to shooting at or into railroads, engines, cars, etc.

By Mr. Vaughan, of the Committee on Education No. 2.

H. B. 188. An act to provide for the establishment, conduct and maintenance of public playgrounds and recreation centers in and by cities and counties; and authorizing school districts to join in the conduct and operation of such playgrounds and recreation centers.

By same:

H. B. 247. An act authorizing the board of education of the cities in Kentucky and the county boards of education

and the boards of trustees of independent graded school districts to provide for the education of children with defective eyesight, and for such purpose to provide special instruction for such children, and to secure and provide suitable books for such children.

By Mr. Jeter, of the Committee on Education No. 1:

H. B. 125. An act entitled an act relating to the general administration and supervision of the common schools of the Commonwealth of Kentucky and the office of Superintendent of Public Instruction, repealing certain sections and subsections of Carroll's 1918 edition, Kentucky Statutes, and chapter 71, Acts of 1920, relating to the salary of Superintendent of Public Instruction, office supplies and clerical force, and enacting and re-enacting it lieu thereof certain sections and subsections relating to the election of Superintendent of Public Instruction, his bond, his salary, his powers, duties, responsibilities and privileges and the reorganization of the State Department of Education as set forth in the enacting clause thereof.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the calendar.

The committees to which the same had been referred reported bills of the following titles, viz.:

By Mr. Cammack, of the Committee on Codes of Practice:

H. B. 159. An act repealing and re-enacting sections 203 and 204 of the Code of Practice in criminal cases and repealing acts in conflict therewith.

By same:

H. B. 199. An act to amend and re-enact section 203 of the Criminal Code of Practice, sixth edition, 1919, edited by Hon. John D. Carroll.

By Mr. Nelson, of the Committee on Appropriations:

H. B. 78. An act to provide for the relief of the blind.

By Mr. Cole, of the Committee on Criminal Law:

H. B. 148. An act making it unlawful to shoot or discharge firearms within one-half mile of the corporate limits of any city or town except at designated places or on special occasions and providing a penalty therefor.

By same:

H. B. 151. An act to make it unlawful for any person, firm or corporation to sell, give, loan or furnish or cause to be sold, given, loaned or furnished, any toy pistol or any explosives used with such toy pistols, to a minor under sixteen years of age, and providing a penalty therefor.

By same:

H. B. 146. An act making it unlawful for any person or persons to publish or circulate or cause to be published or circulated by written or printed circulars or otherwise, any false, libelous or slanderous reports or statements of, or concerning any person who is candidate for office with the intent to injure him in his said race.

By Mr. Vaughan, of the Committee on Education No. 2:

H. B. 142. An act repealing section 4399A-10, article V,

chapter 113 of the Kentucky Statutes (Carroll's 1922), title schools, common, and re-enacting same with certain changes and modifications, making the office of county superintendent of schools an elective office, the county superintendent to be elected by the qualified voters of each county, prescribing his qualifications, the manner of his election, the recognition of a county superintendent in case of contest, filling vacancies, if any should occur, fixing limits of salary and enumerating certain duties.

With the expression of opinion that said bills ought not to pass.

The question being taken on ordering said bills to a reading, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

Mr. Howard, of the Committee on Education No. 1, to which same had been referred, reported a bill of the following title, viz.:

H. B. 180. An act to amend certain sections of an act, approved March 22, 1920, being section 10 of chapter 36 of the Acts of 1920, relating to the election of county school superintendents, fixing the term of office, qualifications, compensations and providing the duties thereof.

With the expression of opinion that said bill ought not to pass.

Mr. Boling moved that said bill be advanced to its first reading, the opinion of the committee to the contrary notwithstanding.

Mr. Huntsman moved that the rules be suspended and that the matter under consideration be subject to unlimited debate.

Said motion was agreed to.

Mr. Miller moved that the session of today be extended until the matter under consideration is disposed of.

Said motion was agreed to.

Mr. Boling moved the previous question.

The question being taken on ordering said bill to a reading, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Boling and Jeter, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
W. J. Brandenburg
W. B. Bush
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson

Geo. W. Smith	D. D. Thornberry	W. S. Wallen
A. W. Stamper	W. S. Tinsley	E. C. Walker
F. L. Strange	N. I. Toombs	W. D. Watkins
H. Q. Thompson	M. E. Vaughan	C. Westerfield

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Those who voted in the negative were—

Allen B. Cammack	Leroy Lewis	J. Wood Vance
A. J. Jolly	J. W. Martin	C. D. Vincent
Leon P. Lewis		

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The following pairs were announced:

Mr. Ardery with Mr. Wilson.

Mr. Ardery, if voting, would vote in the negative.

Mr. Wilson, if present and voting, would vote in the affirmative.

And then the House adjourned.

FRIDAY, FEBRUARY 1, 1924.

The House was opened with prayer by the Reverend J. C. Pelgrim, of the Presbyterian church, Northern Assembly, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	Wm. H. Bornhorst	F. W. Collings
W. B. Ardery	J. F. Bosworth	L. F. Coomes
T. H. Baker	W. J. Brandenburg	J. L. Cushing
A. J. Baldridge	W. B. Bush	B. F. Day
J. H. Baughman	Allen B. Cammack	J. R. Dorman
L. D. Bax	J. G. Campbell	E. J. Doss
Homer Beliles	R. J. Cain	G. L. Drury
C. W. Bennett	Sherman Chasteen	H. C. Duffy
J. E. Bickett	Lee Clark	Wm. M. Duncan
W. M. Boling	Sam Cole	D. E. Edwards

J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

The Chief Clerk produced and read the following Associated Press bulletin to the State Journal, viz.:

Washington, D. C., February 1.—Woodrow Wilson's recent illness accentuated by more than four years' suffering, has taken a turn for the worse, Rear Admiral Carey T. Grayson, his physician, stated today. Dr. Grayson's statement said:

"Mr. Wilson had a restless night, has lost strength, and took a decided turn for the worse during the night. I regard his condition as serious."

Mr. Leon P. Lewis moved that an indefinite leave of absence be granted to Mr. Blackburn.

Said motion was agreed to.

Mr. Strange moved that an indefinite leave of absence be granted to Mr. Palmore.

Said motion was agreed to.

Mr. Duffy moved that an indefinite leave of absence be granted to Mr. Haselwood.

Said motion was agreed to.

Mr. Bosworth moved that an indefinite leave of absence be granted to Mr. Eller.

Said motion was agreed to.

Mr. Beliles moved that an indefinite leave of absence be granted to Mr. Jones.

Said motion was agreed to.

Mr. McMurry moved that the privileges of the floor be extended to Mr. E. R. Mills, a student of State University.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed a bill which originated in that body, of the following title, viz.:

S. B. 28. An act to amend and re-enact section 16, subdivision 3, chapter 1, of the Acts of 1917, Extraordinary Session of the General Assembly, as amended and re-enacted by section 16 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 18, subdivision 3, chapter 1 of the Acts of the Extraordinary Ses-

sion of the General Assembly of 1917, as amended and re-enacted by sections 1, 2, 3 and 4 of chapter 89 of the Acts of the General Assembly of 1920; and to amend and re-enact section 23, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 29, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 33, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 34, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to repeal section 35, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 147 of the Acts of the General Assembly of 1920; and to amend and re-enact section 3, chapter 11 of the Acts of the General Assembly of 1918, as amended and re-enacted by chapter 101 of the Acts of the General Assembly of 1922; being an act relating to revenue and taxation, providing for the assessment of property for taxation and the supervision and equalization of assessments, providing for the appointment of county boards of supervisors and their meetings and compensations, and the equalization of the assessment of property by the county boards of supervisors and the State Tax Commission sitting as a State Board of Equalization and Assessment, and defining their powers and duties, and providing for the powers and duties of the county tax commissioners and county clerks respecting the assessments and recapitulations thereof and their compensations therefor, and prescribing penalties and repealing existing statutes.

Said bill was ordered printed and referred to the Committee on Revenue and Taxation.

Mr. Strange moved that when the House adjourn today, it adjourn to meet on Monday, February 4, at one o'clock p. m.

Said motion was agreed to.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Vance:

H. B. 347. An act authorizing counties of the state of Kentucky containing cities of the fifth class to establish county hospitals and issue bonds for purchase of hospital sites, construction and maintenance of same and providing a tax levy for hospital expenses and for training school in connection therewith.

To Committee on Cities of the Fifth and Sixth class.

By Mr. Knight:

H. B. 348. An act to amend section 113 of the Constitution of the Commonwealth relating to the number of judges of the Court of Appeals, their duties and salary.

To Committee on Constitutional Amendments.

By Mr. Baughman.

H. B. 349. An act to amend section 595 of Kentucky Statutes, 1922, relating to banking.

To Committee on Banks and Banking.

By same:

H. B. 350. An act appropriating $5,000 for the building of a road from Perryville Battlefield and the erection of caretaker's house.

To Committee on Public Roads and Highways.

By Mr. Golden.

H. B. 351. An act requiring all persons, hospitals, sanitorium and other places where sick and afflicted persons are treated and nursed for their health, to keep, provide and furnish for nursing and caring for all color persons and negroes, treated, nursed and cared for in such institutions, to furnish provide and keep colored or negro nurses for all such color or negro patients and prohibiting the employment of white nurses for color or negro patients and providing penalties for failure so to do.

To Committee on Public Health.

By Mr. Moore:

H. B. 352. An act authorizing the substitution by pupils with seriously defective eyesight of specially printed books and authorizing the Kentucky Library Commission to purchase and distribute such books, and appropriating money therefor.

By Mr. McMurry:

H. B. 353. An act to amend section 4356t-5, of Carroll's Kentucky Statutes, 1922 edition, by adding thereto project No. 7½, relating to the system of primary state roads.

To Committee on Public Roads and Highways.

By. Mr. Layman:

H. B. 354. An act relating to school trustees.

To Committee on Education No. 2.

By Mr. Nelson:

H. B. 355. An act to amend, enlarge the powers, and re-enact section 853-A of the Kentucky Statutes (act of March 20, 1900), relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the state of Kentucky.

To Committee on Public Bridges.

By Mr. Toombs:

H. B. 356. An act to amend, revise and re-enact section 1 of an act entitled, "An act to amend an act entitled, 'An act defining boundaries for school districts, embracing cities of the fourth class and providing systems of schools in such districts and creating boards of education for such districts, providing for the election thereof, defining their powers and duties and repealing all laws in conflict therewith'."

To Committee on Kentucky Statutes.

By Mr. Vaughan:

H. B. 357. An act dividing the Commonwealth of Kentucky into thirty-eight senatorial districts.

To Committee on Redistricting, Legislative.

By Mr. E. B. Miller:

H. B. 358. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin, across Dix river at King's Mill, to Buena Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line near Huntersville, and designating said road as project No. 23-A.

To Committee on Public Roads and Highways.

By Mr. Hadden:

H. B. 359. An act making an appropriation for completing the monument on the birthplace of Jefferson Davis. at Fairview, Kentucky.

To Committee on Public Monuments and Memorials.

By Mr. Bennett:

H. B. 360. An act authorizing condemnation proceedings against railroad companies for farm crossings.

To Committee on Railroads.

By Mr. McMurtry:

H. B. 361. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin, across Dix river at Dix river dam, to Buena Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line near Huntersville, and designating said road and project No. 23-A.

To Committee on Public Roads and Highways.

Mr. Leon P. Lewis moved that the Committee on Kentucky Statutes be instructed to report to this House on next Monday a bill entitled:

H. B. 22. An act relating to the inspection of oils and fluids and repealing sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, and 2217 Kentucky Statutes, Carroll's edition of 1915.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Harry Miller and Leon P. Lewis, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	T. H. Golden	J. W. Martin
T. H. Baker	J. E. Hadden	E. B. Miller
J. H. Baughman	L. J. Jeter	E. D. Morris
C. W. Bennett	T. H. King	F. V. Nunnelly
Allen B. Cammack	T. J. Knight	H. A. Pulliam
R. J. Cain	John H. Lawson	J. E. Robbins
Lee Clark	I. T. Layman	Arthur Saunders
B. F. Day	Leon P. Lewis	W. M. Simpson
E. J. Doss	Martin Light	A. W. Stamper
Wm. M. Duncan	J. T. Linton	N. I. Toombs
D. E. Edwards	J. Will McFarlin	M. E. Vaughan
J. O. Evans	W. J. McMurry	C. D. Vincent

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Those who voted in the negative were—

W. L. Agee	G. L. Drury	J. J. Patterson
A. J. Baldridge	H. M. Fultz	G. L. Perryman
L. D. Bax	O. C. Gartin	V. H. Redwine
Homer Beliles	H. C. Hawkins	J. F. Reed
J. E. Bickett	Hector Johnson	C. W. Ryans
W. M. Boling	J. Roy Johnson	G. W. Shadoan
J. F. Bosworth	A. J. Jolly	Geo. W. Smith
W. J. Brandenburg	H. J. Kegley	F. L. Strange
W. B. Bush	Leroy Lewis	H. Q. Thompson
J. G. Campbell	R. D. McMurtry	D. D. Thornberry
Sherman Chasteen	J. L. Manning	W. S. Tinsley
Sam Cole	Harry Miller	J. Wood Vance
F. W. Collings	G. W. Morgan	W. S. Wallen
L. F. Coomes	J. L. Morgan	E. C. Walker
J. L. Cushing	Wm. J. Moore	W. D. Watkins
J. R. Dorman	Chas. A. Nelson	C. Westerfield

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Mr. Harry Miller moved that the vote by which said motion was lost be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Boling offered the following resolution, viz.:

Whereas, information has this morning been received of the serious illness of Woodrow Wilson, late President of the United States, therefore,

Be it resolved, by the General Assembly of the Commonwealth of Kentucky, that we extend our sympathy to Mrs. Wilson in this her hour of trial, and that it is our prayer that the life af the great President may be spared to her and to the people of the United States for many years yet to come, whose sage advice is of such priceless value to all, and that a copy of this resolution be sent to Mrs. Wilson by the Clerk of this House.

Said resolution was adopted.

Mr. Beliles offered the following resolution, viz.:

Whereas, the friends of the Kentucky State Board of Health, as it is at present constituted, have made claims and propaganda through various agencies to the effect that the present State Board of Health and its executive secretary, Dr. A. T. McCormack, are rendering to the people of Kentucky superior service, and,

Whereas, those who oppose the present State Board of Health and its method of selection have charged that the present State Board of Health is a medico-political body; that the money appropriated for the conservaion of public health is being diverted into other channels than those intended; that bureaus exist which serve no other purpose than a political one, and that in many ways the present State Board of Health is not performing the duties which were intended.

Now, therefore, in order that this House of Representatives may be fully advised as to the truth or falsity of these contrary statements and of the general conditions surrounding the State Board of Health and the acts of its excuetive secretary, therefore,

Be it resolved, by this House of Representatives, that a committee of three members of this House be appointed by the Speaker, whose duty it shall be to thoroughly investigate the Kentucky State Board of Health and report to this body at its earliest convenience; that this committee be empowered to summon witnesses, to administer oaths, to employ an expert accountant and to adopt such other measures as may bring to the body of this House full knowledge of the conditions surrounding this important branch of the state government.

Said resolution was adopted.

Mr. Jeter moved that when this House adjourn today it be out of respect for the late President Woodrow Wilson, whose serious illness was reported to the House this morning.

Said motion was agreed to.

It having been announced in open session that a report had been received that the late President Woodrow Wilson was dead,

Mr. Drury moved that a committee of two be appointed to ascertain and report upon said announcement.

Thereupon the Speaker appointed Messrs. Simon and Drury to constitute such a committee.

Mr. Pulliam moved that the Committee on Law Enforcement under a suspension of the rules, be granted leave to report a bill abolishing race track gambling.

Mr. Harry Miller moved that said motion lie on the table.

Said last named motion was agreed to.

The committee to which same had been referred, reported bills of the following titles, viz.:

By Mr. Toombs, of the Committee on Fish and Game:

H. B. 137. An act relating to game and fish, and to amend chapter 122, Acts 1920, sections 1893b-2, 1893b-3 and 1893b-4, Carroll's Statutes, and to provide penalties for violation thereof.

By same:

H. B. 66. An act to amend and re-enact section 1938A-4, Kentucky Statutes, pertaining to squirrels, by striking therefrom the words and figures "1st day of July" and substituting therefor and in lieu thereof the words and figures "15th day of June."

Without an expression of opinion.

By Mr. Vance, of the Committee on Geological Survey:

H. B. 130. An act making an appropriation to the Kentucky Geological Survey and declaring an emergency.

By Mr. Baughman, of the Committee on Insurance, Fire and Marine:

H. B. 221. An act to permit mutual fire or windstorm insurance companies and cooperative and assessment fire or windstorm insurance companies organized under the laws of the state of Kentucky to make re-insurance treaties or re-

insurance contracts, and to cede or accept from other insurance companies or other insurers insurance or re-insurance.

By Mr. Miller, of the Committee on Kentucky Statutes:

H. B. 252. An act to amend and re-enact section 127 of Kentucky Statutes, Carroll, 1915, relating to the county attorney, his duties to prosecute and defend actions, and to assist the Commonwealth's attorney.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the calendar.

The committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. Toombs, of the Committee on Fish and Game:

H. B. 150. An act making it unawful for any person in hunting game or birds to use a repeating or automatic shot gun or what is commonly called a pump gun, and providing a penalty therefor.

By same:

H. B. 64. An act to amend and re-enact section 1938a-12, Kentucky Statutes, pertaining to doves, by striking therefrom the words and figures, "1st day of September" and substituting therefor, and in lieu thereof the words "first day of August."

By same:

H. B. 65. An act to amend and re-enact section 1938a-18, Kentucky Statutes, pertaining to ducks and geese, by strik-

ing therefrom the words and figures "1st day of January," and substituting therefor and in lieu thereof the words and figures "1st day of February."

With the expression of opinion that said bills ought not to pass.

The question being taken on ordering said bills to a reading, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

And so said bills were rejected.

Mr. Jeter moved that the rules be suspended and that the orders of the day be postponed until after a call of the committees for reports was finished.

Said motion was disagreed to.

Mr. Bennett moved that the rules be suspended and that all standing committees be given leave to report.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Bennett and Jeter, were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	J. O. Evans	I. T. Layman
J. H. Baughman	O. C. Gartin	Leon P. Lewis
C. W. Bennett	T. H. Golden	Leroy Lewis
Allen B. Cammack	J. E. Hadden	Martin Light
Lee Clark	H. C. Hawkins	J. T. Linton
E. J. Doss	L. J. Jeter	J. Will McFarlin
H. C. Duffy	Hector Johnson	W. J. McMurry
Wm. M. Duncan	J. Roy Johnson	E. B. Miller
D. E. Edwards	T. H. King	Wm. J. Moore

E. D. Morris	J. E. Robbins	W. S. Tinsley
Chas. A. Nelson	Arthur Saunders	N. I. Toombs
F. V. Nunnelly	G. W. Shadoan	M. E. Vaughan
J. J. Patterson	Geo. W. Smith	C. D. Vincent
H. A. Pulliam	A. W. Stamper	W. D. Watkins
J. L. Richardson	F. L. Strange	F. E. Wilson

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Those who voted in the negative were—

W. L. Agee	L. F. Coomes	J. L. Morgan
W. B. Ardery	J. L. Cushing	V. H. Redwine
A. J. Baldridge	B. F. Day	J. F. Reed
L. D. Bax	G. L. Drury	C. W. Ryans
Homer Beliles	A. J. Jolly	Lee L. Simons
J. E. Bickett	H. J. Kegley	W. M. Simpson
W. M. Boling	T. J. Knight	H. Q. Thompson
J. F. Bosworth	John H. Lawson	D. D. Thornberry
W. J. Brandenburg	R. D. McMurtry	J. Wood Vance
W. B. Bush	J. L. Manning	W. S. Wallen
J. G. Campbell	J. W. Martin	E. C. Walker
Sam Cole	Harry Miller	C. Westerfield
F. W. Collings	G. W. Morgan	38—

The rules of the House requiring a majority of all members elected to the House to vote in the affirmative on the motion to suspend the rules in order for said motion to prevail the Speaker announced that the last said motion was disagreed to.

Mr. Howard moved that the rules be suspended and the calendar be reported.

Said motion was agreed to.

Thereupon the House took up for consideration from the calendar, bills of the following titles, viz.:

S. B. 41. An act to amend subdivision 1, section 965, of Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the 36th judicial district of

Kentucky, in the counties of Wolfe, Morgan and Magoffin, and declaring an emergency.

H. B. 243. An act to amend subsection 15 of section 965 of Kentucky Statutes, Carroll's edition, changing the terms of circuit court in Gallatin and Owen counties, of the 15th judicial district.

H. B. 149. An act authorizing official stenographic reporters of circuit courts of continuous session to take depositions and administer oaths in any county in the Commonwealth of Kentucky.

H. B. 55. An act to create the 37th judicial district of Kentucky; to provide for the holding of courts in said 37th judicial district, and providng for the appontment of a judge and commonwealth's attorney for said 37th judicial district; to change the 20th judicial district of Kentucky, so as to establish a circuit court district in Boyd county, a county of the said 20th judicial district; to provide for holding a court of continuous session in said 20th judicial district, and continuing the present judge and commonwealth's attorney thereof in office as such.

H. B. 91. An act to change the time of holding court in 31st judicial district.

H. B. 62. An act to amend section 2260 of Carroll's 1922 edition of the Kentucky Statutes, relating to the fee of jurors.

With an amendment thereto.

S. B. 27. An act to authorize and confirm the sale by the Kentucky State Board of Agriculture to the Ford Motor Company, incorporated, of 23.81 acres of land, more or less, in Jefferson county, Kentucky, and to provide for the purchase by the Kentucky State Board of Agriculture of 26.17

acres of land, more or less, for State Fair purposes, out of the proceeds of the sale to the Ford Motor Company, and to authorize the said board to dispose of any portion of the 26.17 acres of land, more or less, as in their discretion is not suited for state purposes and to provide for the application of the proceeds of said sale to the payment of outstanding bonds of the board.

H. B. 106. An act to repeal an act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class, being chapter 157 of the Acts of the General Assembly of 1922.

H. B. 102. An act relating to elections, counting votes, duties of officers respecting ballot boxes and keys, the announcing of vote and amending, repealing and re-enacting section 1482, Kentucky Statutes, 1915 edition.

H. B. 189. An act relating to registration for elections.

H. B. 256. An act to amend and re-enact subsection 5, section 1550 of the Kentucky Statutes, Carroll's 1915 edition, as previously amended by chapter 156 of the Acts of 1920, and as further amended by chapter 89 of the Acts of 1920.

H. B. 17. An act to amend and re-enact section 547 of the Criminal Code of Practice, sixth edition, 1919, edited by Hon. John D. Carroll.

S. B. 21. An act to amend section 185 of the Civil Code of Practice.

H. B. 176. An act to amend section 85, Civil Code of Practice, Carroll's Kentucky Code, sixth edition, 1919.

H. B. 143. An act to amend section 175 of the Code of Practice in criminal cases.

With an amendment thereto.

H. B. 40. An act to amend section 203 of the Code of Practice in criminal cases.

H. B. 37. An act to provide for the execution and sale of seventy-five million dollars ($75,000,000.00) of bonds of the Commonwealth, fixing the time when they shall be sold and the use of the proceeds thereof and providing for the payment of the principal and interest upon said bonds to the end that they may be extinguished within thirty years, and providing for the submission of this act to the voters at the general election to be held on November 4, 1924.

With sundry amendments thereto.

H. B. 102. An act for the benefit of the Kentucky School for the Blind and making appropriations therefor.

H. B. 162. An act fixing the jurisdiction of county judges and justices of the peace in criminal cases.

H. B. 123. An act to amend and re-enact sections 794 and 1166 of the Kentucky Statutes, Carroll's edition, 1922. relating to shooting at or into railroads, engines, cars, etc.

H. B. 168. An act to provide for the establishment, conduct and maintenance of public playgrounds and recreation centers in and by cities and counties; and authorizing school districts to join in the conduct and operation of such playgrounds and recreation centers.

H. B. 247. An act authorizing the boards of education of the cities in Kentucky and the county boards of education and the boards of trustees of independent graded school districts to provide for the education of children with defective eyesight, and for such purpose to provide special instruction

for such children, and to secure and provide suitable books for such children.

H. B. 126. An act entitled an act relating to the general administration and supervision of the common schools of the Commonwealth of Kentucky and the office of Superintendent of Public Instruction, repealing certain sections and subsections of Carroll's 1918 edition, Kentucky Statutes, and chapter 71, Acts of 1920, relating to the salary of Superintendent of Public Instruction, office supplies, and clerical force, and enacting and re-enacting in lieu thereof certain sections and subsections relating to the election of Superintendent of Public Instruction, his bond, his salary, his powers, duties, responsibilities and privileges, and the reorganization of the State Department of Education as set forth in the enacting clause thereof.

H. B. 180. An act to amend certain sections of an act approved March 22, 1920, being section 10 of chapter 36 of the Acts of 1920, relating to the election of the county school superintendent; fixing the term of office, qualifications, compensations and providing the duties thereof.

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the orders of the day.

Mr. Cushing moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

MONDAY, FEBRUARY 4, 1924.

The House was opened with prayer by the Reverend W. P. Fryman, of the Methodist Episcopal church, South, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
F. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Ardery moved that an indefinite leave of absence be granted to Mr. E. B. Miller.

Said motion was agreed to.

The Speaker announced the following members as constituting a committee provided for by a resolution adopted in this House on last Friday in regard to an investigation of the State Board of Health, viz.:

Messrs. Boling, Vance and Beliles.

Mr. Simons offered the following resolution, viz.:

Resolution appointing committee to draft suitable resolution on the death of Woodrow Wilson, former President of the United States.

Be it resolved by the Senate of Kentucky, the House of Representatives concurring therein,

That a committee of seven members of the General Assembly be appointed, four by the Speaker of the House of Representatives, and three by the President of the Senate, to draft suitable resolutions on the death of Woodrow Wilson, former President of the United States, and take such action as said committee deems advisable, and to report their action to the General Assembly as soon as practicable.

Said resolution was adopted.

Thereupon the Speaker appointed Messrs. Simons, Belknap, Bosworth and Drury as members to constitute said committee.

Mr. Strange moved that when the House adjourn today it adjourn out of respect to the memory of Woodrow Wilson, late President of the United States.

Said motion was agreed to.

Mr. Jolly offered the following resolution, viz.:

Whereas, there seems to be an extra amount of work imposed upon the pages of this House, and a necessity existing for additional help, and therefore,

Be it resolved, that Herschel Johnson, son of our valued member of this House, Hector Johnson, be elected honorary page, and that Major Longmire, Sergeant-ar-Arms, be instructed to assign said Herschel Johnson to such duties as he may be required to perform, and, further,

Be it resolved, that Herschel Johnson be paid by purse made up among the members of this House by Representatives Baughman and Jolly.

Said resolution was adopted.

Mr. Pulliam offered the following resolution, viz.:

Whereas, the Louisville Herald quotes an anonymous person called an "administration leader" in the legislature as saying the following:

"At this time efforts to make a fight against racing or for a coal tax can have but one effect, and that is to delay the enactment of the administration's program. Those back of these bills know that they can not pass, but by agitating them time can be killed and Governor Fields' bills to reduce taxation on the hard pressed farming class and other constructive measures will be that much farther away from becoming laws.

"Postponement of relief bills for the farmer, including the cutting down of the tax rate on land, and a change of the time of making returns, may actually endanger the completion of the things to which the Democratic party of Kentucky was committed when it won its great victory in November. If so, the people surely will not fail to know who the obstructionists are and their real motives," and,

Whereas, said Louisville Herald is owned and controlled by a director and large stockholder of the Kentucky Jockey Club, which is the chief beneficiary of the only gambling franchise issued by the state of Kentucky, and,

Whereas, the article here quoted from the Louisville Herald wisely urges that immediate consideration be given to remedial legislation, and,

Whereas, 11 out of the 22 legislative days of this session have already been lost by the numerous adjournments sponsored by the bloc in the legislature to which the anonymous spokesman belongs, and the work days have averaged 2½ hours on legislative duties, and,

Whereas, bills concerning racing and the coal tax have consumed an aggregate of less than 15 minutes of this session, and,

Be it resolved by the House of Representatives, that afternoon sessions from 2:30 p. m. to 5:30 p. m. on Tuesdays, Wednesdays, and Thursdays be held until the present congestion of bills be relieved, and furthermore, that a roll call vote be taken on this resolution in order that every member may have the opportunity of demonstrating to the public that he desires to proceed with bills to relieve the farmer and others of the tax burden and to assist the Governor in his program, and in order to show who are the obstructionists who desire to prevent legislation and thereby prevent any changes to the present laws which are now favorable to powerful selfish interests in the state.

Mr. Miller moved that said resolution be committed to the Committee on Rules.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Pulliam and Miller, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	O. C. Gartin	E. E. Palmore
J. E. Bickett	J. W. Howard	V. H. Redwine
W. M. Boling	R. O. Huntsman	J. F. Reed
J. F. Bosworth	Hector Johnson	C. W. Ryans
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
J. G. Campbell	D. C. Jones	Geo. W. Smith
R. J. Cain	John H. Lawson	H. Q. Thompson
Sherman Chasteen	Leroy Lewis	J. Wood Vance
Sam Cole	J. T. Linton	C. D. Vincent
F. W. Collings	J. L. Manning	W. S. Wallen
L. F. Coomes	Harry Miller	E. C. Walker
J. L. Cushing	G. W. Morgan	W. D. Watkins
B. F. Day	J. L. Morgan	C. Westerfield
J. R. Dorman	Wm. J. Moore	
G. L. Drury	Chas. A. Nelson	—46

Those who voted in the negative were—

W. B. Ardery	J. O. Evans	J. W. Martin
T. H. Baker	H. M. Fultz	E. B. Miller
A. J. Baldridge	T. H. Golden	E. D. Morris
J. H. Baughman	J. E. Hadden	F. V. Nunnelly
L. D. Bax	W. R. Haselwood	J. J. Patterson
W. B. Belknap	H. C. Hawkins	G. L. Perryman
Homer Beliles	L. J. Jeter	H. A. Pulliam
C. W. Bennett	H. J. Kegley	J. E. Robbins
Wm. H. Bornhorst	T. H. King	Arthur Saunders
Allen B. Cammack	I. T. Layman	W. M. Simpson
Lee Clark	Oscar Leibson	A. W. Stamper
G. Givens Dixon	Leon P. Lewis	W. S. Tinsley
E. J. Doss	Martin Light	N. I. Toombs
Wm. M. Duncan	J. Will McFarlin	M. E. Vaughan
D. E. Edwards	W. J. McMurry	—44

Mr. Miller moved that the vote by which said resolution was committed to the Committee on Rules be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Simons moved that an indefinite leave of absence be granted to Mr. Knight.

Said motion was agreed to.

Mr. Dorman moved that the rules be suspended and that a bill entitled:

S. B. 27. An act to authorize and confirm the sale by the Kentucky State Board of Agriculture to the Ford Motor Company, incorporated, of 23.81 acres of land more or less, in Jefferson county, Kentucky; and to provide for the purchase by the Kentucky State Board of Agriculture of 26.17 acres of land, more or less, for State Fair purposes out of the proceeds of the sale to the Ford Motor Company, and to authorize the said board to dispose of any portion of the 26.17 acres of land, more or less, as in their discretion is not suited for state purposes, and to provide for the application of the proceeds of said sale to the payment of outstanding bonds of the board,

Be taken up for consideration from the orders of the day.

Said motion was agreed to.

Said bill is as follows, viz.:

Whereas, by an act of the General Assembly, approved March 17th, 1912, provision was made for the purchase of a tract of land containing 45.21 acres, more or less, adjoining the property of the Kentucky State Fair, said property when so purchased becoming a part of the property of the Kentucky State Fair, and by said act the State Board of Agriculture was directed to convey by proper deed not exceeding 20 acres of said tract to the government of the United States, for the purpose of establishing a fish hatchery.

Whereas, by deed dated 1912, and recorded in deed book 761, page 618, Jefferson County Court Clerk's office, the tract

of land above mentioned was conveyed to the State Board of Agriculture, and thereafter by deed dated November 6, 1912, and recorded in deed book 773, page 289, Jefferson County Court Clerk's office, twenty acres, more or less, of the tract aforesaid was conveyed by the State Board of Agriculture to the United States of America, and subsequently, the State Board of Agriculture by deed dated February 11, 1914, and recorded in deed book 802, page 118, conveyed to the Park Board of Louisville, Kentucky, a strip of ground containing 1.40 acres, more or less, for a parkway adjacent to the eastern boundary of the tract of land remaining in the name and ownership of the said state board; and,

Whereas, the remainder of the said tract, to-wit, 23.81 acres, more or less, has since 1912, been held by the State Board of Agriculture, without any use being made of said tract for State Fair purposes, and there is no prospective use of said tract or any part thereof by the State Board of Agriculture for the Kentucky State Fair; and,

Whereas, by contract dated January 8, 1923, the State Board of Agriculture has agreed to sell and convey the said 23.81 acres, more or less, to the Ford Motor Company, to be improved for manufacturing purposes and as a branch of its business; and,

Whereas, such use of the property will prove a substantial benefit to the industrial and commercial interests of Kentucky; and,

Whereas, there has been offered by Henry Bickel to the State Board of Agriculture a tract of land containing 26.17 acres, more or less, adjoining the Kentucky State Fair grounds, on the north and just west of the main entrance to the said grounds, which tract will prove of immediate and permanent benefit to the Kentucky State Fair; and,

Whereas, the State Board of Agriculture has already taken action to acquire the tract aforesaid from Henry Bickel, and to pay therefor out of the proceeds of the sale of the property to the Ford Motor Company, as above mentioned,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the State Board of Agriculture is vested with authority and power and directed to carry out its contract of sale as made with the Ford Motor Company, incorporated, and pursuant thereto, to sell for the consideration of $1,500.00 per acre the 23.81 acres, more or less, in Jefferson county, Kentucky (being the 45.21/100 acres purchased under the provisions of the act approved March 7, 1912, and conveyed by deed recorded in deed book 761, page 618, Jefferson county Court Clerk's office, less the 20 acres, more or less, conveyed by the State Board of Agriculture to the United States of America, by deed recorded in deed book 773, page 289, Jefferson County Court Clerk's office, and less the 1.40 acres, more or less, conveyed to the Park Board of Louisville, Kentucky, by deed recorded in deed book 802, page 118, same office, and by the deed of the said State Board of Agriculture to convey with the usual covenants of warranty to said Ford Motor Company, incorporated, the full and complete title, to the property aforesaid, together with all appurtenances and rights attaching thereto.

§ 2. That out of the proceeds of the sale to the Ford Motor Company as aforesaid, the State Board of Agriculture is authorized and directed to purchase from Henry Bickel the tract of land containing twenty-six and seventeen hundredths (26.17) acres, more or less, adjoining the Kentucky State Fair grounds on the north and just west of the main entrance to the said grounds, and when so purchased to become and be a part of the property of the Kentucky State Fair. Further, that the State Board of Agriculture is authorized to place in lien sixteen (16) acres, more or less, of the property purchased from Henry Bickel as a substitute for the property sold to the Ford Motor Company, in the mortgage executed by the board pursuant to the act of March 11, 1920, and any excess between the price received from the Ford Motor Company and that given Henry Bickel for said land,

shall be paid upon the bonded indebtedness of the Kentucky State Fair.

Furthermore, that the said board be authorized to dispose of any portion of the ten (10) acres, more or less, of the Bickel tract of twenty-six and seventeen hundredths (26.17) acres of land as in their discretion should not be suited for State Fair purposes, and further, that the proceeds of said sale shall apply to the payment of the outstanding bonds of the board.

§ 3. It being necessary that the Ford Motor Company obtain immediate possession of the property under the deed of conveyance to be executed as herein authorized, and it being further necessary that the purchase of the tract of Henry Bickel, as above provided, be immediately consummated, an emergency is declared to exist and this act shall take effect from and after its passage.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. M. Boling	L. F. Coomes
W. B. Ardery	Wm. H. Bornhorst	J. L. Cushing
T. H. Baker	J. F. Bosworth	B. F. Day
A. J. Baldridge	W. J. Brandenburg	G. Givens Dixon
J. H. Baughman	W. B. Bush	J. R. Dorman
L. D. Bax	Allen B. Cammack	E. J. Doss
W. B. Belknap	R. J. Cain	G. L. Drury
Homer Beliles	Sherman Chasteen	H. C. Duffy
C. W. Bennett	Lee Clark	D. E. Edwards
J. E. Bickett	Sam Cole	J. O. Evans
S. A. Blackburn	F. W. Collings	H. M. Fultz

O. C. Gartin	J. T. Linton	J. L. Richardson
T. H. Golden	J. Will McFarlin	J. E. Robbins
J. E. Hadden	W. J. McMurry	C. W. Ryans
W. R. Haselwood	R. D. McMurtry	G. W. Shadoan
H. C. Hawkins	J. L. Manning	Lee L. Simons
J. W. Howard	J. W. Martin	W. M. Simpson
R. O. Huntsman	E. B. Miller	Geo. W. Smith
L. J. Jeter	Harry Miller	A. W. Stamper
Hector Johnson	G. W. Morgan	F. L. Strange
J. Roy Johnson	J. L. Morgan	H. Q. Thompson
A. J. Jolly	Wm. J. Moore	D. D. Thornberry
D. C. Jones	E. D. Morris	W. S. Tinsley
H. J. Kegley	Chas. A. Nelson	N. I. Toombs
T. H. King	F. V. Nunnelly	J. Wood Vance
John H. Lawson	E. E. Palmore	M. E. Vaughan
I. T. Layman	J. J. Patterson	C. D. Vincent
Oscar Leibson	G. L. Perryman	W. S. Wallen
Leon P. Lewis	H. A. Pulliam	E. C. Walker
Leroy Lewis	V. H. Redwine	W. D. Watkins
Martin Light	J. F. Reed	C. Westerfield

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Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Drury moved that the rules be suspended and a bill entitled:

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court, prescribing their qualificatons and how they shall be selected,

Be made a special order of this House for tomorrow at twelve o'clock meridian:

Said motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

1. S. B. 93. An act to amend section 1141 of the Kentucky Statutes, Carroll's edition, 1922, relating to prosecutions by information filed by commonwealth's attorney or county attorney.

2. S. B. 20. An act to require the teaching of the Constitution of the United States in the public and private schools of the state.

3. S. B. 17. An act to amend and re-enact sections 4143 and 4148 of the Kentucky Statutes, Carroll's edition. 1915, relating to revenue and taxation, and changing the time for the collection of taxes.

Ordered, that said bills be printed and referred:

1. To Committee on Criminal Law.

2. To Committee on Kentucky Statutes.

3. To Committee on Revenue and Taxation.

A message was received from the Senate announcing that they had adopted a resolution which originated in this House of the following title, viz.:

Resolution appointing a committee to draft suitable resolutions on the death of Woodrow Wilson, former President of the United States.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Vance:

H. B. 362. An act relating to revenue and taxation.

To Committee on Revenue and Taxation.

By same:

H. B. 363. An act relating to revenue and taxation.

To Committee on Revenue and Taxation.

By same:

H. B. 364. An act to repeal sections 1386, 1387, 1388, 1389, 1390, 1391, 1391a, and 1392 being chapter 38 of the Kentucky Statutes, Carroll's edition, 1915, relating to "currency."

To Committee on Kentucky Statutes.

By Mr. Gartin:

H. B. 365. An act relating to courts having continuous sessions in counties having a population of less than one hundred and fifty thousand, and amending and re-enacting section 980, Carroll's Kentucky Statutes, 1922 edition, relating to the same subject.

To Committee on Circuit Courts.

By Mr. Thompson:

H. B. 366. An act to amend and re-enact chapter 53, Acts 1922, relating to and fixing the time when the question of annexation by any city of the second, third or fourth class, may again be taken up and submitted to an election after it has been once rejected.

To Committee on Cities of the Second and Third Classes.

By Mr. Perryman:

H. B. 367. An act providing for appointment of attendance officers, prescribing their duties, and providing for enforcement of school attendance laws.

To Committee on Education No. 2.

By Mr. Moore:

H. B. 368. An act to repeal and re-enact section 4364, Kentucky Statutes, Carroll's 1922-23 supplementary edition, relating to common schools, length of term, etc.

To Committee on Education No. 2.

By same:

H. B. 369. An act authorizing the establishment of county high schools for colored pupils.

To Committee on Education No. 2.

By Mr. Agee:

H. B. 370. An act adding project 51 and one-half to the primary system of state highways, established by Acts of 1920.

To Committee on Public Roads and Highways.

By Mr. Thornberry:

H. B. 371. An act establishing and making the road leading from Owensboro via Sorgho, West Louisville, St. Joseph and Beech Grove to Dixon a part of the primary system of state highways of the Commonwealth of Kentucky and designating said road as project No. —.

To Committee on Public Roads and Highways.

By Mr. Robbins:

H. B. 372. An act to repeal and re-enact section 75 of Carroll's Criminal Code of Practice, sixth edition, 1919.

To Committee on Codes of Practice.

By Mr. Toombs:

H. B. 373. An act relating to idiots and lunatics.

To Committee on Appropriations.

By Mr. Bax:

H. B. 374. An act to amend section 199a-2, chapter 12a, of the Kentucky Statutes (Carroll's Kentucky Statutes, sixth edition, 1922), relating to burial associations.

To Committee on Insurance, Life and Accident.

By Mr. Watkins:

H. B. 375. An act to prevent deceit and unfair prices that result from the unrevealed presence of substitutes for virgin wool in woven fabrics purporting to contain wool and in garments or articles of apparel made therefrom manufactured, sold or offered for sale, in the State of Kentucky, requiring the labeling of all cloth, fabric, garments or articles of apparel, and providing punishment for violation of this act.

To Committee on State Fair.

By Mr. Coomes:

H. B. 376. An act defining industrial and commercial painting and to secure in cities of the first class the examina-

tion for qualification and the registration and licensing of persons engaged in commercial and industrial painting and to secure the supervision and inspection of commercial and industrial painting as defined by this act.

To Committee on Municipalities.

By Mr. Boling:

H. B. 377. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

To Committee on Public Roads and Highways.

By Mr. Edwards:

H. B. 378. An act to amend subsection 2 of section 2380 of the Kentucky Statutes, and chapter 132 of the Acts of 1912, of the General Assembly of the Commonwealth of Kentucky, relating to drainage and the prevention of overflow of lands, towns, cities, roads, streets, railroads and the establishment and organization and maintenance of drainage districts.

To Committee on Public Roads and Highways.

By Mr. Day:

H. B. 379. An act to amend chapter 17 of the Acts of 1920, by extending said road system from Stanton, in Powell county, to Jeffersonville, on the Garrett route in Montgomery county.

To Committee on Public Roads and Highways.

By Mr. Palmore:

H. B. 380. An act establishing as a part of the primary

road system, Acts of 1920, chapter 17, the road leading from Tompkinsville to Glasgow, and known as the Tompkinsville-Glasgow pike, in Monroe and Barren counties, and designating said road as project No. —.

To Committee on Public Roads and Highways.

By same:

H. B. 381. An act to amend section 3702 of the Kentucky Statutes, Carroll's edition, 1922, relating to violation of ordinances, misdemeanor, imprisonment in towns of the sixth class.

To Committee on Cities of the Fifth and Sixth Classes.

By Mr. Strange:

H. B. 382. An act relating to explosives.

To Committee on Public Roads and Highways.

Mr. Jeter moved that the session of today be extended indefinitely.

Said motion was agreed to.

The committees to which the same had been referred reported bills of the following titles, viz.:

By Mr. Miller, of the Committee on Kentucky Statutes:

H. B. 280. An act authorizing courts of equity to grant committee of imbeciles, etc., power to mortgage real properties for personal benefit.

By same:

H. B. 181. An act to amend and re-enact section 1321, Kentucky Statutes.

By same:

H. B. 175. An act appropriating money to pay certain expenses authorized by the State Registration Board, created by act of the General Assembly of 1922, and which act was later declared invalid by the courts, but only after said expenses had been incurred in good faith and the work directed had been performed.

By same:

H. B. 168. An act to amend and re-enact section 2119 of Kentucky Statutes relating to divorce, and providing for an assistant to the county attorney in certain cases and fixing the duties and compensation of the county attorney and his assistant in divorce cases.

By same:

H. B. 220. An act to prohibit trespassing upon railroads, trains, engines and cars, to prevent interference with the air brakes and couplings on same, and repealing section 805 of Carroll's Kentucky Statutes, 1922 edition.

By same:

H. B. 116. An act providing for the creation of water districts, the appointment of city commissioners and specifying their powers and duties.

With amendments thereto.

By same:

H. B. 279. An act to amend section 3656, Kentucky

Statutes, in reference to compensation of appraisers of personal property of decedent's estates.

By same:

H. B. 263. An act to amend and re-enact section 2447-2 and 2447B, of chapter 78, Kentucky Statutes, Carroll's edition, 1922, which chapter is entitled Library, State.

By same:

H. B. 107. An act entitled an act to repeal an act entitled, "An act authorizing cities of the first and second classes to create a city planning commission, with power to make a survey and plan of the city and of land contiguous or related thereto; to provide for the regulation of the height, area and use of buildings and for zoning of city and with power to approve the recording of plots and subdivision of land."

By same:

H. B. 197. An act giving circuit courts power and authority to remove the disability of infancy for special purposes.

By same:

H. B. 224. An act to provide for the relief of the needy blind in the counties.

By same:

H. B. 191. An act to provide for old age pensions.

By Mr. Pulliam, of the Committee on Law Enforcement:

H. B. 239. An act to facilitate law enforcement by authorizing injunctions for violation and specifying the proced-

ure of enforcing this law, etc.

With an amendment thereto.

By Mr. Bax, of the Committee on Municipalities:

H. B. 23. An act to amend and re-enact section 1 of chapter 90 of the Acts of the General Assembly of 1920, as amended and re-enacted by chapter 49 of the Acts of the General Assembly of 1922, entitled, "An act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws."

With an amendment thereto by way of substitute therefor.

By same:

H. B. 219. An act to amend an act entitled, "An act to amend the school laws of cities of the first class," approved March 15, 1912.

By Mr. Strange, of the Committee on Public Roads and Highways:

H. B. 244. An act entitled "An act repealing section 1343, subsection 10 of article IV, chapter 36, Carroll's Kentucky Statutes, regulating the operation of traction or portable engines on highways, private passways and lanes of this state.

By Mr. Wallen, of the Committee on Revenue and Taxation:

H. B. 318. An act to amend and re-enact section 1 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 4 of the Acts of the General Assembly of 1918; and to repeal section 3 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 4 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by chapter 18 of the Acts of the General Assembly of 1922; and to amend and re-enact section 5 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 6 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 1 of chapter 65 of the Acts of the General Assembly of 1920; and to amend and re-enact section 1 of chapter 10 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 83 of the Acts of the General Assembly of 1920; and to amend and re-enact sections 1 and 3 of chapter 4 of the Acts of the Extraordinary Session of the General Assembly of 1917; being an act relating to revenue and taxation, providing an annual tax upon property subject to taxation in this state, fixing the rate thereof, distributing said tax to various departments and state institutions, providing manner and means of assessing and listing corporate property and shares of stock, and shares in building and loan associations, designating what classes of property shall be subject to local taxation, fixing time for collecting taxes on omitted personal property in certain cases, requiring record of assignment of evidence of indebtedness secured by mortgage in certain cases, requiring fiduciaries to file inventories of trust property, conferring power on taxing authorities to examine books and accounts of fiduciaries, requiring

payment of taxes before final discharge, providing an additional tax for recording certain mortgages, making failure to pay taxes a bar to enforcement of indebtedness in certain cases, fixing penalties and repealing existing statutes.

By same:

H. B. 299. An act to amend and re-enact section 16, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 16 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 18, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by sections 1, 2, 3 and 4 of chapter 89 of the Acts of the General Assembly of 1920; and to amend and re-enact section 23, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 33, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 34, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to repeal section 35, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 147 of the Acts of the General Assembly of 1920; and to amend and re-enact section 3, chapter 11, of the Acts of the General Assembly of 1918, as amended and re-enacted by chapter 101 of the Acts of the General Assembly of 1922; being an act relating to revenue and taxation, providing for the assessment of property for taxation and the supervision and equalization of assessments, providing for the appointment of county boards of supervisors and their meetings and compensations, and the equalization of the assessment of property by the county boards of supervisors and the State Tax Commission sitting as a State Board of Equalization and Assessment, and defining their

powers and duties, and providing for the powers and duties of the county tax commissioners and county clerks respecting the assessments and recapitulations thereof and their compensations therefor, and prescribing penalties, and repealing existing statutes.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the calendar.

Mr. Miller, of the Committee on Kentucky Statutes, to which same had been referred, reported a bill of the following title, viz.:

H. B. 233. An act relating to conveyance of real estate.

With the expression of opinion that same ought not to pass.

No further motion having been made and no further action having been taken by the House on the report of the said committee last above named, it was ordered that said bill be not read at length the first time.

And so said bill was rejected.

Mr. Redwine moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, FEBRUARY 5, 1924.

The House was opened with prayer by the Reverend W. P. Fryman, of the Methodist Episcopal church, South, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. McMurray moved that a leave of absence be granted to Mr. Simpson.

Said motion was agreed to.

Mr. Bennett moved that a leave of absence be granted to Mr. Huntsman.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

1. S. B. 124. An act regulating the sales of leaf tobacco at public auction in this Commonwealth.

2. S. B. 37. An act to amend and re-enact section 3146, Kentucky Statutes.

3. S. B. 35. An act creating an Armory Commission.

Ordered, that said bills be printed and referred:

1. To Committee on Agriculture.

2. To Committee on Municipalities.

3. To Committee on Military Affairs.

A message was received from the Senate announcing that they had adopted a resolution which originated in that body of the following title, viz.:

S. Res. 7. Resolution providing for the investigation of the penal and charitable institutions of the Commonwealth of Kentucky.

Said resolution is as follows, viz.:

Whereas, the Governor of the Commonwealth of Kentucky in his last message to the General Assembly called attention to the fact that it was necessary to have an investigation of the affairs of the penal and charitable institutions of the state, now, therefore,

Be it resolved by the Senate of Kentucky, the House of Representatives concurring, that an invsetigating committee be appointed consisting of three (3) members of the House of Representatives to be appointed by the Speaker, and two (2) members of the Senate to be appointed by the President of the Senate. Said investigating committee shall:

1. Make a full investigation as to how said institutions are now operated as compared with their former management.

2. Whether they are being managd in a non-partisan, non-political way.

3. Whether efficiency or other things count for positions secured or held, and th former residence of each employe.

4. As to how the present appointees received their appointments.

5. Whether discrimination has been shown between Republicans and Democrats.

6. Whether or not the employes of these institutions engage in partisan politics.

7. As to whether the employes have increased or decreased under the present management, as compared with others, and the necessity of such changes, if any.

8. They will also report as to the treatment accorded prisoners in the penal and inmates in the charitable institutions.

9. Whereas, no report has been made of the expense of these institutions, the committee will ascertain the amount expended for each institution and the purposes for which same was spent.

10. The committee will make a full investigation of the entire affairs of these institutions as may appear to them necessary for the proper enlightenment of this body as to the real conditions; and for this purpose the chairman of said committee shall have power to summon, and, if need be, issue compulsory process for witnesses and records, and swear said witnesses, and any subpoena or process shall be served when signed by the chairman of the committee or by and of-

ficer of this Commonwealth authorized to serve a summons.

11. Said committee is directed to have all the evidence taken in shorthand and same transcribed upon a typewriter, and for this purpose may employ a stenographer.

12. The committee will make its report not later than March 1st, 1924, to the General Assembly, together with the evidence taken in said investigation.

Be it further resolved, that the chairman of said committee shall have the right to draw warrants upon the State Auditor for the payment of any and all necessary expenditures, not to exceed the sum of $1,500.00, that the said committee may incur in making a full investigation of the above named institutions.

Mr. Nelson moved that said resolution be adopted.

Said motion was agreed to.

And so said resolution was adopted.

Mr. Leroy Lewis moved that the privileges of the floor be extended to Mr. John L. Trumbo.

Said motion was agreed to.

Mr. Drury moved that Master John L. Richardson be made honorary page for the session.

Said motion was agreed to.

Mr. Simons, of the committee heretofore appointed by the Speaker to draft resolutions on the death of Woodrow Wilson, former President of the United States, reported the following resolution, viz.:

Resolution on the death of Woodrow Wilson, former President of the United States.

Woodrow Wilson, the twenty-ninth President of the United States of America, is dead. Kentucky, with the rest of the nation, mourns the loss of this great American. Chosen to lead our nation through the great World War, he kept well the trust. Under him, we showed the world that ours was a free government without parallel in history. He suffered agony and death that just principles might live. He was a casualty of that great war. In company with a host of heroes whose like has seldom been, he sleeps in peace away from the storms and sorrows of a troubled world. In him we read the strength of a nation.

"Not gold, but only man can make,
A people great and strong,
Men who, for truth and honor's sake,
Stand fast and suffer long.

Brave men who work while others sleep,
Who dare while others fly,
They build a nation's pillars deep
And lift them to the sky."

We revere his name. We honor his memory. We sympathize with his widow and family in this trying hour. May his soul rest in peace.

Be it resolved, that a copy of these resolutions be transmitted by the Clerk of the Senate to the widow, and that this resolution be spread upon the Journals of the House of Representatives and the Senate.

Be it further resolved, that when the General Assembly adjourns on Wednesday, February 26th, 1924, it adjourns out of respect to the memory of Woodrow Wilson.

Mr. Simons moved that said resolution be adopted.

Said motion was agreed to.

And so said resolution was unanimously adopted.

Upon a call of the counties and legislatuve districts, the following resolution and bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Walker:

H. Res. 4. Resolution for the benefit of William D. Overton.

To Committee on Kentucky Statutes.

By Mr. Thompson:

H. B. 383. An act exempting honorably discharged soldiers and sailors of the Civil, Spanish-American and World Wars from payment of municipal or other license for peddler or traveling merchant.

To Committee on Military Affairs.

By Mr. Redwine:

H. B. 384. An act to amend Kentucky Statutes in regard to bonds.

To Committee on Bond Issues.

By same:

H. B. 385. An act to amend Kentucky Statutes as to time of holding courts.

To Committee on Circuit Courts.

By Mr. McMurray:

H. B. 386. An act to abolish social secret societies and

clubs connected with the public schools of Kentucky, and providing penalties for violation of provisions.

To Committee on Kentucky Statutes.

By Mr. Leon P. Lewis:

H. B. 387. An act to repeal and re-enact section 4642, Kentucky Statutes, Carroll's edition, 1922, relating to and fixing the compensation of official stenographic reporters in the courts of this Commonwealth.

To Committee on Circuit Courts.

By Mr. Ryans:

H. B. 388. An act to amend section 1720, Kentucky Statutes, Carroll's edition, 1922, by adding thereto a schedule of fees that shall be charged by the clerk of the Court of Appeals for services enumerated in said schedule.

To Committee on Kentucky Statutes.

By Mr. Martin:

H. B. 389. An act further regulating the duties, fees and salaries of county attorneys in the Commonwealth of Kentucky, and prescribing penalties for the violations thereof.

To Committee on Kentucky Statutes.

By same:

H. B. 390. An act to amend and re-enact chapter 72 of the Acts of the General Assembly of 1922, entitled, "An act to promote the production of better eggs in Kentucky," by regulating the traffic in eggs, to prevent fraud and misrepresentation in dealing in eggs, to prevent the sale of eggs unfit

for human food, and to fix penalties for the violations of provisions.

To Committee on Pure Food.

By Mr. Linton:

H. B. 391. An act adding a part of the Dixie Highway to the primary system of the state.

To Committee on Public Roads and Highways.

By same:

H. B. 392. An act amending and re-enacting section 13 of an act entitled, "An act defining boundaries for school districts embracing cities of the fourth class, and providing systems of schools in such districts and creating boards of education for such districts, providing for election thereof, defining their powers and duties and repealing all laws in conflict therewith, approved March 13, 1920, and is now section 3787a-13, Carroll's 1922 edition of the Kentucky Statutes.

To Committee on Education No. 2.

By Mr. Howard:

H. B. 393. An act to provide for a uniform system for the licensing of teachers, supervisors, principals, and superintendents in the public schools of this Commonwealth, and to more clearly define standards upon which such licenses are based and to define the duties of the State Board of Education, the Superintendent of Public Instruction, and the State Board of Examiners in connection with the examination of teachers for such license and the issuance, renewal, extension or validation of licenses for teachers, supervisors, principals and superintendents of schools of this Common-

wealth, and to expressly repeal sections 4369b-2, 4369b-4, 4386, 4501a-1, 4501a-2, 4501a-3, 4501a-4, 4501a-5, 4501a-6, 4501a-7, 4501a-8, 4502a-1, 4502a-2, 4502a-3, 4502a-4, 4502a-6, 4503a-1, 4503a-2, 4503a-32 and 4636a-14, Carroll's edition, Kentucky Statutes, 1922.

To Committee on Education No. 1.

By Mr. Bush:

H. B. 394. An act creating the county of Fields.

To Committee on Kentucky Statutes.

By Mr. Nunnelly:

H. B. 395. An act to provide the pupils of the public schools of Kentucky with free text books and providing for rules governing the use and distribution and care thereof and providing for the payment thereof.

To Committee on Education No. 1.

By Mr. Thompson:

H. B. 396. An act to repeal chapter 1 of the Acts of the General Assembly of 1916, now sections 201c-1, 201c-2, 201c-3, 201c-4, 201c-5, 201c-6, 201c-7, 201c-8, 201c-9, 201c-10, 201c-11, 201c-12, 201c-13, Carroll's edition, Kentucky Statutes, entitled "An act to make it unlawful for any common carrier of passengers in this state to issue or give, and for any person to accept or use, or attempt to use, except as provided in this act, any free pass or free transportation; and requiring such carriers to file in the office of the Attorney General verified reports of free passes or free transportation issued, and prescribing penalties for violations of its provisions."

To Committee on Railroads.

By Mr. Strange:

H. B. 397. An act creating the Thirty-seventh Judicial District of Kentucky, fixing the time of holding courts thereof, providing for the appointment and election of a circuit judge, and providing for a commonwealth's attorney therein; changing the Seventh and Eighth Judicial Districts of Kentucky so as to provide for said Thirty-seventh District; providing for the appointment and election of a commonwealth's attorney in said Eighth Judicial District, and fixing the time for holding the courts in said Seventh, Eighth and Thirty-seventh Judicial Districts.

To Committee on Circuit Courts.

The committees to which same had been referred, reported bills of the following titles, viz.:

By. Mr. Robbins, of the Committee on Judiciary:

H. B. 251. An act to amend and re-enact sections 112-3 and 112-4 of the Kentucky Statutes, Carroll's edition, 1922, relating to the office of Attorney General, his assistants and clerical employes, and providing for their compensation and expenses when called on business from the Capitol, abolishing the office of chief law clerk and creating in lieu thereof the office of Fourth Assistant Attorney General, and fixing his salary.

By same:

H. B. 218. An act to repeal and re-enact sections 2, 3, and 7 of an act concerning conveyances, approved March 23, 1910, being sections 502, 503 and 504 of chapter 29 of the Kentucky Statutes compiled by John D. Carroll and issued

in 1922, the act to be hereby amended being chapter 82 of the Acts of 1910. The title to said act to be hereby amended is fully set out in the said chapter 82 of said Acts of 1910, reference to which is hereby made for any necessary description of said title.

By Mr. Wallen, of the Committee on Revenue and Taxation:

H. B. 187. An act relating to revenue and taxation, imposing an excise or license tax on gasoline and all other liquid fuels, including all liquids ordinarily, practically and commercially usable in internal combustion engines for the generation of power, and all distillates of, and condensates from petroleum, natural gas, coal, coal tar, vegetable ferments and from all other products, so usable and sold in this Commonwealth at wholesale, as the words, "at wholesale" are defined in this act; provided the term "liquid fuels" shall include kerosene, fuel oil and crude oil only when used as a motor vehicle fuel upon any public highway; and providing for the collection of such tax, the distribution and use of the revenue derived therefrom, the administration of said law, fixing fines and penalties for the violation of this act, and repealing the present gasoline tax law, which is contained in chapter 93 of the Acts of the General Assembly of 1920 and chapter 90 of the Acts of the General Assembly of 1922.

By same:

S. B. 28. An act to amend and re-enact section 16, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and reenacted by section 16 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 18, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and reenacted by sections 1, 2, 3 and 4 of chapter 89 of the Acts of

the General Assembly of 1920; and to amend and re-enact section 23, subdivision 3, chapter 1 of the acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 29, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 33, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 34, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to repeal section 35, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 147 of the Acts of the General Assembly of 1920; and to amend and re-enact section 3, chapter 11 of the Acts of the General Assembly of 1918, as amended and re-enacted by chapter 101 of the Acts of the General Assembly of 1922; being an Act relating to revenue and taxation providing for the assessment of property for taxation and the supervision and equalization of assessments, providing for the appointment of county boards of supervisors and their meetings and compensations, and the equalization of the assessment of property by the county boards of supervisors and the State Tax Commission sitting as a State Board of Equalization and Assessment, and defining their powers and duties, and providing for the powers and duties of the county tax commissioners and county clerks respecting the assessments and recapitulations thereof and their compensations therefor, and prescribing penalties, and repealing existing statutes.

By same:

H. B. 149. An act to amend section 3542 of the Kentucky Statutes (Carroll, 1922), being subdivision V of article V of chapter 89 relating to municipal corporations, by adding thereto after the word "just," in the 29th line, the following: "but any taxpayer feeling, etc."

By Mr. Linton, of the Committee on State Capitol:

H. B. 215. An act to enable the Board of Sinking Fund Commissioners to purchase ground contiguous to the State Capitol.

By Mr. Simons, of the Committee on Suffrage and Elections:

H. B. 254. An act relating to registration for elections in cities and towns having a population of five thousand inhabitants or more.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed in the calendar.

Mr. Dorman moved that the rules be suspended and that the House do now proceed to take up for consideration the calendar and the orders of the day.

Said motion was agreed to.

The House then took up for consideration from the calendar bills of the following titles, viz.:

H. B. 137. An act relating to game and fish, and to amend chapter 122, Acts 1922, sections 1895b-2, 1893b-3 and 1893b-4, Carroll's Statutes, and to provide penalties for violation thereof.

H. B. 66. An act to amend and re-enact section 1938a-4, Kentucky Statutes, pertaining to squirrels, by striking therefrom the words and figures "1st day of July" and substituting therefor and in lieu thereof the words and figures "15th day of June."

H. B. 136. An act making an appropriation t othe Kentucky Geological Survey and declaring an emergency.

H. B. 221. An act to permit mutual fire or windstorm insurance companies and coperative and assessment fire or windstorm insurance companies organized under the laws of the State of Kentucky to make re-insurance treaties or reinsurance contracts, and to cede or accept from other insurance companies or other insurers insurance or reinsurance.

H. B. 252. An act to amend and re-enact section 127 of Kentucky Statutes, Carroll, 1915, relating to the county attorney, his duties to prosecute and defend actions, and to assist the commonwealth's attorney.

H. B. 280. An act authorizing courts of equity to grant committee of imbeciles, etc., to mortgage real property for personal benefit.

H. B. 181. An act to amend and re-enact section 1321, Kentucky Statutes.

H. B. 175. An act appropriating money to pay certain expenses authorized by the State Registration Board, created by act of the General Assembly of 1922, and which act was later declared invalid by the courts, but only after said expenses had been incurred in good faith and the work directed had been performed.

H. B. 168. An act to amend and re-enact section 2119 of Kentucky Statutes relating to divorce, and providing for an assistant to the county attorney in certain cases and fixing the duties and compensation of the county attorney and his assistant in divorce cases.

H. B. 220. An act to prohibit trespassing upon railroads, trains, engines and cars, to prevent interference with

the air brakes and couplings on same, and repealing section 805 of Carroll's Kentucky Statutes, 1922 edition.

H. B. 116. An act providing for the creation of water districts, the appointment of city commissioners and specifying their powers and duties.

With amendments thereto.

H. B. 279. An act to amend section 3666, Kentucky Statutes, in reference to compensation of appraisers of personal property of decedent's estates.

H. B. 263. An act to amend and re-enact sections 2447-2 and 2447-3 of chapter 78, Kentucky Statutes, Carroll's edition, 1922, which chapter is entitled Library, State.

H. B. 107. An act entitled an act to repeal an act entitled, "An act authorizing cities of the first and second classes to create a city planning commission, with power to make a survey and plan of the city and of land contiguous or related thereto; to provide for the regulation of the height, area and use of buildings and for zoning of city and with power to approve the recording of plots and subdivisions of land."

H. B. 197. An act giving circuit courts the power and authority to remove the disability of infancy for special purposes.

H. B. 224. An act to provide for the relief of the needy blind in the counties.

H. B. 191. An act to provide for old age pensions.

H. B. 239. An act to facilitate law enforcement by authorizing injunctions for violation and specifying the procedure of enforcing this law, etc.

With an amendment thereto.

H. B. 23. An act to amend and re-enact section 1 of chapter 90 of the Acts of the General Assembly of 1920, as amended and re-enacted by chapter 49 of the Acts of the General Assembly of 1922, entitled, "An act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws."

With an amendment thereto by way of substitute therefor.

H. B. 219. An act to amend an act entitled, "An act to amend the school laws of cities of the first class," approved March 15, 1912.

H. B. 244. An act entitled, "An act repealing section 1345, subsection 10, of article IV, chapter 36, Carroll's Kentucky Statutes, regulating the operation of traction or portable engines on highways, private passways and lanes of this state.

H. B. 318. An act to amend and re-enact section 1 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 4 of the Acts of the General Assembly of 1918; and to repeal section 3 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 4 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917,

as amended and re-enacted by chapter 18 of the Acts of the General Assembly of 1922; and to amend and re-enact section 5 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 6 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 1 of chapter 66 of the Acts of the General Assembly of 1920; and to amend and re-enact section 1 of chapter 10 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 83 of the Acts of the General Assembly of 1920; and to amend and re-enact sections 1 and 3 of chapter 4 of the Acts of the Extraordinary Session of the General Assembly of 1917; being an act relating to revenue and taxation, providing an annual tax upon property subject to taxation in this state, fixing the rate thereof, distributing said tax to various departments and state institutions, providing manner and means of assessing and listing corporate property and shares of stock, and shares in building and loan associations, designating what classes of property shall be subject to local taxation, fixing time for collecting taxes on omitted personal property in certain cases, requiring record of assignment of evidence of indebtedness secured by mortgage in certain cases, requiring fiduciaries to file inventories of trust property, conferring power on taxing authorities to examine books and accounts of fiduciaries, requiring payment of taxes before final discharge, providing an additional tax for recording certain mortgages, making failure to pay taxes a bar to enforcement of indebtedness in certain cases, fixing penalties and repealing existing statutes.

H. B. 299. An act to amend and re-enact section 16, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 16 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 18, subdivision 3, chapter 1, of the Acts of the Extraordinary ses-

sion of the General Assembly of 1917, as amended and re-enacted by sections 1, 2, 3, and 4 of chapter 89 of the Acts of the General Assembly of 1920; and to amend and re-enact section 23, subdivision 5, chapter 1, of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 33, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 34, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to repeal section 35, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 147 of the Acts of the General Assembly of 1920; and to amend and re-enact section 3, chapter 11 of the Acts of the General Assembly of 1918, as amended and re-enacted by chapter 101 of the Acts of the General Assembly of 1922; being an act relating to revenue and taxation, providing for the assessment of property for taxation and the supervision and equalization of assessments, providing for the appointment of county boards of supervisors and their meetings and compensations, and the equalization of the assessment of property by the county boards of supervisors and the State Tax Commission, sitting as a State Board of Equalization and Assessment, and defining their powers and duties, and providing for the powers and duties of the county tax commissioners and county clerks respecting the assessments and recapitulations thereof and their compensations therefor, and prescribing penalties, and repealing existing statutes.

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles only.

Ordered that said bills be placed in the orders of the day.

The House took up for consideration from the orders of the day, a bill entitled:

H. B. 19: An act to repeal section 1 of chapter 221, entitled, "An act relating to courts of justice," which was approved June 10, 1893, being section 949 of Kentucky Statutes, and to substitute in lieu thereof the section herein enacted relating to jurisdiction of the Court of Appeals.

Mr. Cammack moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the orders of the day a bill entitled:

H. B. 13. An act relating to revenue and taxation, repealing an act approved March 29, 1918, of Carroll's 1915 Kentucky Statutes, and re-enacting same with certain amendments; fixing the annual tax rate on such oil and gas leases and rights as are either non-producing or under which crude oil is produced, together with all wells thereon and tools, equipment, material and property of every kind used or intended to be used in the development or operation of such wells, leases or rights, subject to taxation; fixing the date of assessment, prescribing by whom the tax shall be paid, limiting the local rate of ad valorem taxes on such property; providing for the distribution of the fund derived from such taxation; providing for the assessment, equalization, collection of taxes.

Mr. Harry Miller moved that the rules be suspended and that said bill be made a special order for Wednesday, February 13, at twelve o'clock meridian.

Said motion was agreed to.

The hour of twelve o'clock meredian having arrived, that being the hour set for the special order of the day, the House took up for consideration from the orders of the day a bill entitled:

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court, prescribing their qualifications, and how they shall be selected.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The judges of the Court of Appeals, a majority of them concurring, are hereby authorized to appoint three additional commissioners of the Court of Appeals, making four, including the present commissioner, who shall hold office at the pleasure of the court, and shall discharge such duties as may be assigned to them by the court. Every commissioner must possess the qualifications prescribed by law of a judge of the Court of Appeals and as herein prescribed. Each commissioner shall receive the same salary, to be paid at the same time, and the same way as a judge of the Court of Appeals, and shall also be paid the same amount allowed a judge of the Court of Appeals for a stenographer. Each commissioner shall be provided with an office in the Capitol at Frankfort, and the same shall be furnished in a way suitable for his duties, by the custodian of the Capitol, and the expense thereof shall be paid by a warrant to be drawn by the State Auditor upon the State Treasurer.

§ 2. In making said appointment of said commissioners the Court of Appeals shall appoint one or more persons from that part of the state that is now the eastern district of the Federal District Court of the State of Kentucky, and the other two commissioners shall be selected from that part of the state that forms the Western District of the Federal District

Court of Kentucky, and said commissioners shall always be thus selected so as to retain an equality between the two divisions of the state as now divided by said Federal District Courts. When the business of the court does not require their services the court shall terminate the appointment of any, or all, of said commissioners.

§ 3. Owing to the large amount of cases now pending before the Court of Appeals, and which causes great delay in the decisions of the cases before said court, an emergency is hereby declared to exist, and this act shall take effect and be in force upon and after its passage and approval by the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. B. Bush	H. C. Duffy
W. B. Ardery	Allen B. Cammack	Wm. M. Duncan
T. H. Baker	J. G. Campbell	D. E. Edwards
A. J. Baldridge	R. J. Cain	J. O. Evans
J. H. Baughman	Sherman Chasteen	H. M. Fultz
L. D. Bax	Lee Clark	O. C. Gartin
W. B. Belknap	Sam Cole	T. H. Golden
Homer Beliles	F. W. Collings	J. E. Hadden
C. W. Bennett	L. F. Coomes	W. R. Haselwood
J. E. Bickett	J. L. Cushing	H. C. Hawkins
S. A. Blackburn	B. F. Day	J. W. Howard
W. M. Boling	G. Givens Dixon	L. J. Jeter
Wm. H. Bornhorst	J. R. Dorman	Hector Johnson
J. F. Bosworth	E. J. Doss	J. Roy Johnson
W. J. Brandenburg	G. L. Drury	A. J. Jolly

D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

J. W. Martin —1

Resolved, that the title thereof be as aforesaid.

Mr. Westerfield moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the orders of the day a bill entitled:

S. B. 41. An act to amend subdivision 1, section 965 of Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the Thirty-sixth Judicial District of Kentucky, in the counties of Wolfe, Morgan and Magoffin, and declaring an emergency to exist.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the time for holding court in the Thirty-sixth Judicial District of Kentucky shall be as follows:

In Morgan county, Kentucky, at West Liberty, the 2nd Monday in March, and to hold twelve juridical days if the business so requires each year, and on the 2nd Monday in August and November of each year, and continue 18 juridical days, if the business so requires.

In Wolfe county, Kentucky, at Campton, the 4th Monday in March, and continue in session twelve juridical days. Also the 2nd Monday in July and October of each year, and continue 18 juridical days, if the business so requires.

In Magoffin county, at Salyersville, the 2nd Monday in April, 1st Monday in September, and 1st Monday in December of each year, and continue 18 juridical days, if the business so requires.

§ 2. Inasmuch as the time for holding court in Wolfe county under the present law, comes in the month of February, in order to have said court held under the provisions of this act, an emergency is hereby declared to exist.

All acts and parts of acts in conflict with this act are hereby repealed.

§ 3. This act shall take effect and be in full force from and after its approval by the Governor.

Ordered, that said bill be read the third time.

The constitutional provisions as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	D. E. Edwards	J. L. Morgan
W. B. Ardery	J. O. Evans	Wm. J. Moore
T. H. Baker	H. M. Fultz	E. D. Morris
A. J. Baldridge	O. C. Gartin	Chas. A. Nelson
J. H. Baughman	T. H. Golden	F. V. Nunnelly
L. D. Bax	J. E. Hadden	E. E. Palmore
Homer Beliles	W. R. Haselwood	J. J. Patterson
C. W. Bennett	H. C. Hawkins	G. L. Perryman
J. E. Bickett	J. W. Howard	H. A. Pulliam
S. A. Blackburn	L. J. Jeter	J. F. Reed
W. M. Boling	Hector Johnson	J. L. Richardson
Wm. H. Bornhorst	J. Roy Johnson	J. E. Robbins
J. F. Bosworth	D. C. Jones	C. W. Ryans
W. J. Brandenburg	H. J. Kegley	Arthur Saunders
W. B. Bush	T. H. King	G. W. Shadoan
Allen B. Cammack	T. J. Knight	Lee L. Simons
J. G. Campbell	John H. Lawson	Geo. W. Smith
R. J. Cain	I. T. Layman	A. W. Stamper
Sherman Chasteen	Oscar Leibson	F. L. Strange
Lee Clark	Leon P. Lewis	H. Q. Thompson
Sam Cole	Leroy Lewis	D. D. Thornberry
F. W. Collings	Martin Light	W. S. Tinsley
L. F. Coomes	J. T. Linton	N. I. Toombs
J. L. Cushing	J. Will McFarlin	M. E. Vaughan
B. F. Day	W. J. McMurry	C. D. Vincent
G. Givens Dixon	R. D. McMurtry	W. S. Wallen
J. R. Dorman	J. L. Manning	E. C. Walker
E. J. Doss	J. W. Martin	W. D. Watkins
G. L. Drury	E. B. Miller	C. Westerfield
H. C. Duffy	Harry Miller	F. E. Wilson
Wm. M. Duncan	G. W. Morgan	—91

Resolved, that the title thereof be as aforesaid.

Mr. Howard moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the orders of the day a bill entitled:

H. B. 18. An act to create a Board of Chiropractic and regulate the practice of chiropractic and to provide penalties for violation of this act, and to prohibit the practice of any other mode or system under the name of chiropractic.

Said bill is as follows, viz.:

*Be it enacted by the General Assembly of the Commonwealth of Kentucky*s

§ 1. Creation of a Board.—That there is hereby created a Board of Chiropractic Examiners, to be known as The Kentucky State Board of Chiropractic Examiners.

That the Governor of Kentucky shall appoint such board, consisting of three members, within thirty days after this act takes effect. Such appointment by the Governor shall be made from a list of twelve Chiropractors then practicing in the State of Kentucky and qualified as set out in section nine of this act, said list to be provided the Governor by such association of Chiropractors, incorporated in the State of Kentucky, having the largest bona fide membership as shown by sworn statement of the president of said association, provided that, should such association refuse to submit to the Governor said list of twelve Chiropractors, then the Governor shall appoint, using his own discretion.

The appointees shall meet within ten days after their appointment and organize by electing a president, secretary and treasurer, and adopting reasonable rules and regulations for the transaction of business.

The appointees shall have the qualifications set forth in section nine. Subsequent appointments and appointees shall be graduates of chiropractic schools or colleges giving a course of at least three years of six months each, in anatomy, physiology, symptomatology, hygiene, sanitation, chiropractic analysis and the principles and practice of chiropractic and requiring actual attendance upon the classes. No one may be appointed who practices anything but chiropractic as hereinafter defined.

The term of office of the first member shall be one year; the second, two years; the third, three years. Appointees after the first shall serve for three years, and until their successors shall have been duly appointed and qualified. Vacancies shall be filled by the Governor within thirty days.

§ 2. Meetings.—The board shall hold regular meetings to examine applicants and for the transaction of business, commencing on the first Mondays of March, August and November, in each year. Special meetings may be called by the president and secretary upon thirty days' notice printed in a newspaper of general circulation in the state.

A license to practice chiropractic within the State of Kentucky shall be issued by said board to its individual members at the first meetings of said board, upon the payment of the regular fee, as provided in this act.

Said board shall have authority to administer oaths, take affidavits, summon witnesses and take testimony as to matters pertaining to their several duties, adopt a seal which shall be affixed to all licenses issued, adopt reasonable rules and regulations for the transaction of business and by-laws relating to the enforcement of the provisions of this act not inconsistent therewith.

§ 3. Officers.—The custodian of public property shall, at the request of the board, provide an office in the Capitol Building where meetings may be held. Special meetings may be held anywhere in the state under the call of the president or other authorized officer in the absence of the president.

§ 4. Eligibility.—Any person of good moral character, who is a graduate of a chiropractic school or college teaching chiropractic, and giving a course of at least three years of six months each in the subjects enumerated in section 1 above, and requiring actual attendance in the classes, shall be eligible to examination, providing he possesses preliminary education or experience equivalent to a high school education, and provided further, that he practices nothing but chiropractic, as hereinafter defined.

§ 5. Chiropractic Defined.—Chiropractic is defined to be the science of palpating and adjusting the articulations of the human spinal column by hand only. This definition is inclusive and any and all other methods are hereby declared not to be chiropractic.

§ 6. Practitioners.—No person shall practice chiropractic without a license, which license shall not entitle him to practice anything else. And no one may hold himself out as a chiropractor without having a license.

§ 7. Examinations.—Anyone desiring an examination shall, at least fifteen days prior to the meeting of the board, make written application to the secretary. Such application shall be accompanied by an examination fee of twenty-five dollars, and a written recommendation of two reputable resident chiropractors practicing chiropractic as herein defined, in the State of Kentucky.

The application shall state the name, age, sex and place of residence of the applicant, the name and location of the school or college from which he graduated, the length of time devoted to the study of chiropractic, the date of graduation, together with such other data as the applicant may desire to give. In case an applicant fails in the first examination, he shall be entitled to a second one, without further fee. Application shall be signed and sworn to by the applicant.

The board shall prepare reasonable questions, and fairly mark and grade the answers thereto, all of which shall be done solely for the purpose of determining whether the applicant is reasonably qualified to practice chiropractic. All applicants reasonably qualified to practice chiropractic shall be granted a license.

§ 8. Licenses.—Such licensees will be required to pay an annual renewal fee of five dollars.

The secretary and treasurer shall, fifteen days or more before the first day of November of each year, mail to all licensed chiropractors in this state, a notice that the renewal fee of five dollars will be due, as above set out.

All licenses shall be signed by the president and secretary and shall be attested by the official seal of the board. A fee of five dollars shall be collected before the same is delivered. Licensees shall file their license with the county clerk of the county in which they reside before practicing and the said clerk is directed to record the same, for which filing and recording he will receive from the licensee the sum of two dollars.

§ 9. Licenses Without Examination.—Any person of good moral character now engaged in the practice of chiropractic in the State of Kentucky, who practices and who agrees to practice chiropractic as defined in this act and not otherwise, shall be licensed without examination, upon payment of twenty dollars, if he applies for a license within twenty days after the organization of the board.

§ 10. Reciprocity.—Any person of good moral character, who has been licensed by a chiropractic board of any other state or territory or holding a certificate from the National Board of Chiropractic Examiners, shall be licensed without examination, upon the payment of twenty-five dollars, provided he or she practices chiropractic as defined in this act, and provided that such state or territory extends like reciprocity to licensees of Kentucky.

§ 11. Revocation.—Upon complaint to the board, after twenty days notice of time and place of trial has been given to any licensee, if it shall be found that he practices anything other than chiropractic to cure or relieve diseases or to remove the cause thereof without having a separate license therefor, if it be found that he no longer possesses a good moral character or is addicted to the use of narcotic drugs or in any way is guilty of deception or fraud in the practice of chiropractic his license shall be revoked.

§ 12. If the applicant is aggrieved by the action of the board, he may appeal to the district circuit court on the merits and finally if he desires to the Court of Appeals of Kentucky.

§ 13. Finances.—Within ten days after the close of

every meeting of the board, the treasurer shall turn over to the State Treasurer all sums belonging to the board, and take his receipt therefor. The Treasurer shall keep the same in a separate fund, to be used in paying running expenses of the board and a per diem of twenty-five dollars to each member thereof for such time as they may actually spend in the discharge of their official duties and necessary traveling expenses. All expenses incident to the proper functioning of said board shall be paid out of the fund of the State Board of Chiropractic Examiners and not otherwise. The secretary of said board shall receive the same compensation as each member thereof, including necessary traveling expenses.

Any such funds may be drawn only by checks or orders signed by the president, secretary and treasurer of the board. If at the close of any fiscal year there remains in the hands of the State Treasurer, one thousand dollars over and above all indebtedness of the board, the same shall be turned over to the public school fund.

§ 14. Penalties.—Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof punished by a fine of not to exceed three hundred dollars or by imprisonment in the county jail for a term not to exceed three months, or by both such fine and imprisonment.

§ 15. Chiropractic licensees under this act are authorized to sign death certificates.

§ 16. Repeal.—All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

§ 17. Constitutionality.—If any section or part of this act shall be declared unconstitutional, it shall not affect the validity or force of any other section or part thereof not declared to be unconstitutional.

Mr. Vance offered the following amendment to said bill, viz.:

Amend H. B. 18 by adding in line 4 of section 9, on page

4, after the word "examination," as follows: "provided he has been practicing straight chiropractic as defined in this act in the State of Kentucky eighteen months prior to the organization of said board created by this act."

Mr. Martin moved that said amendment lie on the table.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Martin and Duffy were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	E. J. Doss	J. T. Linton
T. H. Baker	Wm. M. Duncan	J. L. Manning
W. B. Belknap	H. M. Fultz	J. W. Martin
C. W. Bennett	W. R. Haselwood	F. V. Nunnelly
S. A. Blackburn	H. C. Hawkins	J. L. Richardson
Allen B. Cammack	T. J. Knight	D. D. Thornberry
Lee Clark	John H. Lawson	

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Those who voted in the negative were—

W. L. Agee	B. F. Day	Oscar Leibson
A. J. Baldridge	G. Givens Dixon	Leon P. Lewis
J. H. Baughman	J. R. Dorman	Leroy Lewis
L. D. Bax	G. L. Drury	Martin Light
Homer Beliles	H. C. Duffy	J. Will McFarlin
J. E. Bickett	D. E. Edwards	W. J. McMurry
W. M. Boling	O. C. Gartin	E. B. Miller
Wm. H. Bornhorst	T. H. Golden	Harry Miller
J. F. Bosworth	J. E. Hadden	G. W. Morgan
W. J. Brandenburg	L. J. Jeter	J. L. Morgan
W. B. Bush	Hector Johnson	Wm. J. Moore
R. J. Cain	J. Roy Johnson	E. D. Morris
Sherman Chasteen	A. J. Jolly	Chas. A. Nelson
F. W. Collings	D. C. Jones	E. E. Palmore
L. F. Coomes	H. J. Kegley	J. J. Patterson
J. L. Cushing	I. T. Layman	G. L. Perryman

H. A. Pulliam	Geo. W. Smith	M. E. Vaughan
V. H. Redwine	A. W. Stamper	C. D. Vincent
J. E. Robbins	F. L. Strange	W. S. Wallen
C. W. Ryans	H. Q. Thompson	E. C. Walker
Arthur Saunders	W. S. Tinsley	W. D. Watkins
G. W. Shadoan	N. I. Toombs	C. Westerfield
Lee L. Simons	J. Wood Vance	F. E. Wilson

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Said amendment was then agreed to.

Mr. Vance moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Richardson moved that the House do now recess until one-thirty o'clock p. m.

Said motion was disagreed to.

Mr. Leibson offered the following amendment to said bill, viz.:

Amend section 9 of H. B. 18 by inserting after the word "Kentucky," in line 3, the phrase "who has already passed an examination under the present law."

Said amendment was disagreed to.

Mr. Jones offered the following amendment to said bill, viz.:

Amend H. B. 18 by striking therefrom section 10, on page 5.

Said amendment was agreed to.

Mr. Strange moved the previous question.

The Speaker announced, "Shall the main question be now put?"

The question being taken thereon, it was decided in the affirmative.

Ordered. that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	H. C. Duffy	G. L. Perryman
A. J. Baldridge	D. E. Edwards	H. A. Pulliam
J. H. Baughman	J. O. Evans	V. H. Redwine
L. D. Bax	O. C. Gartin	C. W. Ryans
Homer Beliles	T. H. Golden	Lee L. Simons
J. E. Bickett	J. E. Hadden	A. W. Stamper
Wm. H. Bornhorst	H. J. Kegley	F. L. Strange
J. F. Bosworth	T. H. King	H. Q. Thompson
W. B. Bush	I. T. Layman	W. S. Tinsley
J. G. Campbell	Leroy Lewis	N. I. Toombs
R. J. Cain	Martin Light	J. Wood Vance
Sherman Chasteen	J. Will McFarlin	M. E. Vaughan
F. W. Collings	W. J. McMurry	C. D. Vincent
L. F. Coomes	E. B. Miller	W. S. Wallen
B. F. Day	G. W. Morgan	E. C. Walker
G. Givens Dixon	J. L. Morgan	W. D. Watkins
J. R. Dorman	E. D. Morris	F. E. Wilson
G. L. Drury	J. J. Patterson	—53

Those who voted in the negative were—

W. B. Ardery	H. C. Hawkins	J. W. Martin
T. H. Baker	J. W. Howard	Harry Miller
W. B. Belknap	L. J Jeter	Chas. A. Nelson
C. W. Bennett	J. Roy Johnson	F. V. Nunnelly
S. A. Blackburn	Hector Johnson	E. E. Palmore
Allen B. Cammack	A. J. Jolly	J. F. Reed
Lee Clark	D. C. Jones	J. L. Richardson
Sam Cole	T. J. Knight	J. E. Robbins
J. L. Cushing	John H. Lawson	Arthur Saunders
E. J. Doss	Oscar Leibson	G. W. Shadoan
Wm. M. Duncan	Leon P. Lewis	Geo. W. Smith
H. M. Fultz	R. D. McMurtry	D. D. Thornberry
W. R. Haselwood	J. L. Manning	C. Westerfield

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Resolved, that the title thereof be as aforesaid.

Mr. Vance moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Strange moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, FEBRUARY 6, 1924.

The House was opened with prayer by the Reverend W. P. Fryman, of the Methodist Episcopal church, South, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Bickett moved that an indefinite leave of absence be granted to Mr. Hawkins.

Said motion was agreed to.

Mr. Strange moved that the privileges of the floor be extended to Dr. E. G. Dent, of Bowling Green.

Said motion was agreed to.

Mr. Nelson moved that a bill entitled:

H. B. 318. An act to amend and re-enact sections of the Acts of the Extraordinary Session of the General Assembly of 1917 as amended and re-enacted by acts of later sessions of the Kentucky General Accemblies, etc., being an act relating to revenue and taxation, etc.,

Be made a special order for Friday, February 8, at ten-thirty o'clock a. m.

Said motion was agreed to.

Mr. Boling moved that a bill entitled:

H. B. 239. An act to facilitate law enforcement by authorizing injunctions in restraint of gambling or wagering and punishment for violation of such injunctions and amending sections 1961, 3914b and 1328a of Carroll's Kentucky Statutes and specifying the procedure of enforcing this law, and giving to any citizen the right to institute proceedings for law enforcement,

Be made a special order for Wednesday, February 13, at twelve o'clock meridian.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Jeter and Miller were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. R. Haselwood	J. L. Richardson
T. H. Baker	L. J. Jeter	J. E. Robbins
J. H. Baughman	Hector Johnson	Arthur Saunders
L. D. Bax	J. Roy Johnson	G. W. Shadoan
W. B. Belknap	T. H. King	Lee L. Simons
Homer Beliles	T. J. Knight	Geo. W. Smith
C. W. Bennett	I. T. Layman	A. W. Stamper
W. M. Boling	Leon P. Lewis	F. L. Strange
Allen B. Cammack	Martin Light	H. Q. Thompson
R. J. Cain	J. T. Linton	D. D. Thornberry
Sherman Chasteen	J. Will McFarlin	W. S. Tinsley
Lee Clark	W. J. McMurry	N. I. Toombs
F. W. Collings	R. D. McMurtry	J. Wood Vance
B. F. Day	E. B. Miller	M. E. Vaughan
G. Givens Dixon	G. W. Morgan	C. D. Vincent
E. J. Doss	E. D. Morris	W. S. Wallen
Wm. M. Duncan	Chas. A. Nelson	E. C. Walker
D. E. Edwards	F. V. Nunnelly	W. D. Watkins
J. O. Evans	J. J. Patterson	F. E. Wilson
T. H. Golden	G. L. Perryman	
J. E. Hadden	H. A. Pulliam	

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Those who voted in the negative were—

W. B. Ardery	J. R. Dorman	J. L. Manning
A. J. Baldridge	H. C. Duffy	J. W. Martin
J. E. Bickett	H. M. Fultz	Harry Miller
S. A. Blackburn	O. C. Gartin	J. L. Morgan
Wm. H. Bornhorst	J. W. Howard	E. E. Palmore
W. J. Brandenburg	A. J. Jolly	V. H. Redwine
J. G. Campbell	D. C. Jones	J. F. Reed
Sam Cole	H. J. Kegley	C. W. Ryans
L. F. Coomes	John H. Lawson	
J. L. Cushing	Leroy Lewis	

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The Clerk announced the following pairs, viz.:

Messrs. Huntsman and Drury.

Mr. Huntsman, if present and voting, would vote in the negative.

Mr. Drury, if voting, would vote in the affirmative.

Mr. Miller moved that the rules be suspended and that the House proceed to take up for consideration bills on the Calendar.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Jeter and Nelson, were as follows, viz.:

Those who voted in the affirmative were—

A. J. Baldridge	B. F. Day	Harry Miller	
J. F. Bosworth	J. W. Howard	J. L. Morgan	
W. J. Brandenburg	A. J. Jolly	V. H. Redwine	
J. G. Campbell	Leroy Lewis	J. F. Reed	
J. L. Cushing	J. L. Manning		—14

Those who voted in the negative were—

W. L. Agee	Wm. M. Duncan	J. W. Martin
W. B. Ardery	D. E. Edwards	E. B. Miller
T. H. Baker	J. O. Evans	G. W. Morgan
J. H. Baughman	H. M. Fultz	E. D. Morris
L. D. Bax	O. C. Gartin	Chas. A. Nelson
W. B. Belknap	T. H. Golden	F. V. Nunnelly
Homer Beliles	J. E. Hadden	E. E. Palmore
C. W. Bennett	W. R. Haselwood	J. J. Patterson
J. E. Bickett	L. J. Jeter	G. L. Perryman
W. M. Boling	Hector Johnson	H. A. Pulliam
Wm. H. Bornhorst	J. Roy Johnson	J. L. Richardson
Allen B. Cammack	D. C. Jones	J. E. Robbins
R. J. Cain	H. J. Kegley	Arthur Saunders
Sherman Chasteen	T. H. King	G. W. Shadoan
Lee Clark	T. J. Knight	Lee L. Simons
F. W. Collings	John H. Lawson	Geo. W. Smith
L. F. Coomes	I. T. Layman	A. W. Stamper
G. Givens Dixon	Leon P. Lewis	F. L. Strange
J. R. Dorman	Martin Light	H. Q. Thompson
E. J. Doss	J. T. Linton	D. D. Thornberry
G. L. Drury	J. Will McFarlin	W. S. Tinsley
H. C. Duffy	W. J. McMurry	N. I. Toombs

J. Wood Vance	W. S. Wallen	C. Westerfield	
M. E. Vaughan	E. C. Walker		
C. D. Vincent	W. D. Watkins		—73

Mr. Jeter moved that the vote by which H. B. 239 was made a special order for Wednesday at twelve o'clock meridian be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

The hour of ten-thirty o'clock having arrived, that being the hour set for the special order of the day, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 8. An act to amend section 965, Carroll's Kentucky Statutes, by changing the time for holding and the regular terms of circuit court in the Twenty-seventh Judicial District of Kentucky (composed of the counties of Clay, Laurel and Jackson) and declaring an emergency.

Mr. Coomes moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed a bill which originated in that body entitled:

S. B. 43. An act to provide for the appointment of special judges extraordinary to preside over the circuit courts in this Commonwealth, fix their compensation and define the conditions under which they may be appointed and the jurisdiction which they may exercise. This act is to be known as section 971-7 of Kentucky Statutes.

Said bill was ordered printed and referred to Committee on Circuit Courts.

A message was received from the Senate announcing that they had adopted a concurrent resolution which originated in this House, entitled:

Resolution inviting Oscar W. Underwood to address a joint assembly of the two Houses.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Duncan:

H. B. 398. An act combining the offices of circuit court clerk and master commissioner in all counties not having courts of continuous session.

To Committee on Circuit Courts.

By Mr. Hazelwood:

H. B. 399. An act to amend section 14 of chapter 88 of the Acts of the General Assembly of 1914, relating to counties not having towns larger than fifth class, regarding embalmers and undertakers.

Referred to Committee on Public Monuments and Memorials.

By Mr. Ardery:

H. B. 400. An act to authorize county officers to turn over to the Kentucky State Historical Society for preser-

vation old books and documents no longer of use or value to the counties.

To Committee on Public Monuments and Memorials.

By Mr. Agee:

H. B. 401. An act relating to award to enlisted soldiers, sailors, marines and army nurses in the United States, inducted, warranted or commissioned during the World War from or between April 6, 1917 and November 11, 1918, or any part thereof from the State of Kentucky, fixing the amount of such reward and creating the Soldiers' Compensation Board of Kentucky. and fixing powers and duties of such commission, providing for the sale of bonds, &c.

To Committee on Bond Issues.

By Mr. Westerfield:

H. B. 402. An act to amend and re-enact section 3354 of the Kentucky Statutes, chapter 89, subdivision 4.

To Committee on Kentucky Statutes.

By Mr. Redwine:

H. B. 403. An act to provide for the reading of the Bible in the schools of Kentucky.

To Committee on Education No. 1.

By Mr. Cole:

H. B. 404. An act amending section 786 of Carroll's Statutes relating to railways.

To Committee on Kentucky Statutes.

By same:

H. B. 405. An act defining and regulating the limits and jurisdiction in the State of Kentucky within which notaries public appointed by the Governor may act; providing for bonds of notary public; amending sections 3721, 3722 of Carroll's 1922 edition of the Kentucky Statutes, relating to such limits within which the notary will act and also amending section 3721-4 in reference to the bond and obligations of notary public.

To Committee on Kentucky Statutes.

By Mr. Bax:

H. B. 406. An act to repeal chapter 1 of the Acts of 1916 prohibiting free passes.

To Committee on Municipalities.

By Mr. Leon P. Lewis:

H. B. 407. An act to enable cities of the first class to issue bonds for the purpose of elimination of grade crossings of public streets over tracks of steam or electric railroads.

To Committee on Municipalities.

By Mr. Ryans:

H. B. 408. An act to amend and re-enact section 3766c, Kentucky Statutes, Carroll's edition, being chapter 93b of the Acts of 1912, regulating the sale of opium.

To Committee on Kentucky Statutes.

By same:

H. B. 409. An act to amend and re-enact section 2635a of the Kentucky Statutes, Carroll's edition, regulating the sale of cocaine and its salts and alpha and beta eucaine or their salts or any admixture containing cocaine or eucaine.

To Committee on Kentucky Statutes.

By Mr. Bornhorst:

H. B. 410. An act establishing and making the road leading from Williamstown via the Bracht Station, Piner, Atwood, Kenton Station, Ripple Creek, John Hill to Newport, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as Project No. —.

To Committee on Public Roads and Highways.

By Mr. Linton:

H. B. 411. An act relating to roads and highways, making the Russellville and Morgantown road a part of the state primary system.

To Committee on Public Roads and Highways.

By Mr. Boling:

H. B. 412. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

To Committee on Public Roads and Highways.

By Mr. Day:

H. B. 413. An act to amend and extend chapter 17 of the Acts of 1920 so as to include in the primary system of state highways the road from Stanton, Kentucky, via Clay City to Mt. Sterling.

To Committee on Public Roads and Highways.

By Mr. Belknap:

H. B. 414. An act to repeal, amend and re-enact section 3 of chapter 34 of the Acts of the General Assembly of Kentucky, 1920 session, touching the Kentucky Geological Survey.

To Committee on Geological Survey.

By Mr. Shadoan:

H. B. 415. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as Project No. —, extending from Crab Orchard to Somerset.

To Committee on Public Roads and Highways.

By Mr. Doss:

H. B. 416. An act to prohibit officers and employes of banks from permitting overdrafts.

To Committee on Banks and Banking.

By Mr. Strange:

H. B. 417. An act to repeal and re-enact sections 1, 2 and 3 respectively, of chapter 17 of the Acts of the General Assembly of 1920, approved on the 16th day of March, 1920, and which will be found published in the Session Acts of 1920, beginning on page 76 thereof, all relating to roads and bridges and the Department of State Roads and Highways.

To Committee on Public Roads and Highways.

By Mr. Morris:

H. B. 418. An act relating to fees of surveyors.

To Committee on Kentucky Statutes.

By same:

H. B. 419. An act relating to roads.

To Committee on Public Roads and Highways

By same:

H. B. 420. An act to amend section 2 of an act of the General Assembly of 1918, entitled "An act for the improvement of the public highways of this Commonwealth," same being chapter 169, Acts of 1918.

To Committee on Public Roads and Highways.

By Mr. Bennett.

H. B. 421. An act establishing as a state primary road a road leading from or near McGaw School House, on State Primary Project No. 2 to Providence, in Webster county, Kentucky, and designating said road as Project No. 2-A.

To Committee on Public Roads and Highways.

By Mr. Vance:

H. B. 422. An act establishing and making the road leading from Wisdon, Metcalfe county, Kentucky, by the way of Hiseville to Jefferson School House, in Barren county, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as Project No. —.

To Committee on Public Roads and Highways.

By same:

H. B. 423. An act establishing and making the road leading from Cave City, Barren county, Kentucky, to Horse Cave, Hart county, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as Project No. —.

To Committee on Public Roads and Highways.

Mr. Strange moved that the rules be suspended and that the House take up for consideration bills on the Calendar.

Said motion was agreed to.

Thereupon the House took up for consideration from the Calendar bills of the following titles, viz.:

H. B. 251. An act to amend and re-enact sections 112-3 and 112-4 of the Kentucky Statutes, Carroll's edition, 1922, relating to the office of Attorney General, his assistants and clerical employes, and providing for their compensation and expenses when called on business from the Capital; abolishing the office of chief law clerk and creating in lieu thereof the office of Fourth Assistant Attorney General and fixing his salary.

H. B. 218. An act to repeal and re-enact sections 2, 3 and 7 of an act concerning conveyances, approved March 23, 1910, being sections 502, 503 and 504 of chapter 29 of the Kentucky Statutes, compiled by John D. Carroll and issued in 1922, the act to be hereby amended being chapter 82 of the Acts of 1910; the title to said act to be hereby amended is fully set in the said chapter 82 of said Acts of 1910, reference to which is hereby made for any necessary description of said title.

H. B. 187. An act relating to revenue and taxation, imposing an excise or license tax on gasoline and all other liquid fuels, including all liquids ordinarily, practically and commercially usable in internal combustion engines for the generation of power and all distillates of, and condensates from petroleum, natural gas, coal, coal tar, vegetable ferments and from all other products, so usable and sold in this Commonwealth at wholesale, as the words "at wholesale" are defined in this act; provided the term "liquid fuels" shall include kerosene, fuel oil and crude oil only when used as a motor vehicle fuel upon any public highway; and providing for the collection of such tax, the distribution and use of the revenue derived therefrom, the administration of said law, fixing fines and penalties for the violation of this act and repealing the present gasoline tax law, which is contained in chapter 93 of the Acts of the General Assembly of 1920, and chapter 90 of the Acts of the General Assembly of 1922.

S. B. 28. An act to amend and re-enact section 16, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 16 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 18, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by sections 1, 2, 3 and 4 of chapter 89 of the Acts of the General Assembly of 1920; and to amend and re-enact section 23, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 29, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 33, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 34, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to repeal section 35, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 147 of the Acts of the General Assembly of 1920; and to amend and re-enact section 3, chapter 11 of the Acts of the General Assembly of 1918, as amended and re-enacted by chapter 101 of the Acts of the General Assembly of 1922; being an act relating to revenue and taxation, providing for the assessment of property for taxation and the supervision and equalization of assessments, providing for the appointment of county boards of supervisors and their meetings and compensations, and the equalization of the assessment of property by the county boards of supervisors and the State Tax Commission sitting as a State Board of Equalization and Assessment, and defining their powers and duties, and providing for the powers and duties of the county tax commissioners and county clerks respecting the assessments and recapitulations thereof and their compensations therefor, and prescribing penalties, and repealing existing statutes.

H. B. 149. An act to amend section 3542 of the Kentucky Statutes (Carroll, 1922), being subdivision V of article V of chapter 89 relating to municipal corporations, by adding thereto after the word "just," in the 29th line, the following: "but any taxpayer feeling, etc."

H. B. 215. An act to enable the Board of Sinking Fund Commissioners to purchase ground contiguous to the State Capitol.

H. B. 254. An act relating to registration for elections in cities and towns having a population of five thousand inhabitants or more.

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length the second time being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

Mr. Strange moved that a bill enttiled:

H. B. 45. An act authorizing a magisterial district of a county to become indebted for the construction and maintenance of public roads and bridges or in aid thereof and to issue bonds for said indebtedness, and providing the manner for creating a debt issuing the bonds and levying and collecting the taxes necessary to pay the bonds and the interest on same.

Which was originally referred to the Committee on Public Roads and Highways, be referred to the Committee on Bond Issues.

Said motion was agreed to.

Mr. Bosworth moved that Miss Nell Carson Jeter be made an honorary page of this House for the session without pay.

Said motion was agreed to.

The committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. E. B. Miller, of the Committee on Agriculture:

H. B. 237. An act relating to weights and measures.

By Mr. Bennett, of the Committee on Circuit Courts:

S. B. 18. An act to change and fix time of terms of courts in the Tenth Judicial District.

By Mr. Cushing, of the Committee on County and City Courts:

H. B. 185. An act to repeal and re-enact an act approved March 23, 1910, entitled "An act to amend section 1884 of chapter 52 of the Kentucky Statutes, Carroll's edition of 1909, entitled 'Fiscal Courts'."

By same:

H. B. 6 An act providing for vacation for county judge.

(With an amendment thereto.)

By same:

H. B. 216. An act relating to office and officers.

By Mr. Thornberry, of the Committee on Cities of the Second and Third Classes.

H. B. 129. An act to provide for a tax levy for municipal bond purposes in cities of the third class.

By Mr. Knight, of the Committee on Cities of the Fifth and Sixth Classes:

H. B. 161. An act providing for the adoption of a commission form of government for cities of the fifth and sixth classes, and providing a method by which the judicial functions of such cities may be vested in the quarterly court and the police functions in the peace officers of the county.

By Mr. Blackburn, of the Committee on Interurban and Street Railways:

H. B. 173. An act to amend subsection 35 of section 3290, Carroll's Statutes, 1915 edition, relating to the sale of franchises.

By Mr. Jeter, of the Committee on Education No. 1:

H. B. 334. An act to repeal and re-enact subsections 7 and 8 of section 4421A of the Kentucky Statutes, Carroll's edition of 1922, relating to the adoption, sale and distribution of school text books in cities of the first, second, third, fourth, fifth and sixth classes, and in independent graded school districts.

By same:

H. B. 291. An act requiring the teaching of the Constitution of the United States in the public and private schools of the state.

By same:

H. B. 273. An act amending and re-enacting section 3235A-1, 3235A-28 and 3235A-26 as amended by the act of the General Assembly, chapter 52, approved March 23, 1922, increasing the number of members of the board of education and relating to power to purchase site, issue of improvement bonds to be submitted to the people and provisions concerning bonds and relating to duties and powers and incurring indebtedness.

(With an amendment thereto.)

By Mr. Harry Miller, of the Committee on Kentucky Statutes:

H. B. 232. An act to amend and re-enact section 9 of chapter 92, Acts of 1920, being section 938b-9, Carroll's Kentucky Statutes, 1922 edition, relating to the reception, parole and discharge of children in connection with the operation and maintenance of an institution for the care of neglected, dependent, delinquent and other children, in counties having therein a city of the first class, so that under such section as amended, the board provided for in such act shall have the authority to parole a child in his or her own home or in a free or boarding home, and so that such board can pay for the maintenance and support of such child.

By same:

H. B. 22. An act relating to the inspection of oils and fluids, and repealing sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216 and 2217, Kentucky Statutes, Carroll's edition of 1915.

(With an amendment thereto by way of substitute therefor.)

By Mr. Pulliam, of the Committee on Law Enforcement:

H. B. 332. An act to repeal sections 1 to 10 inclusive, of an act entitled, "An act to further regulate the Bureau of Agriculture, Labor and Statistics," approved March 17, 1902, as amended by an act entitled, "An act to further regulate the Bureau of Agriculture, Labor and Statistics, approved March 17, 1902, and being section 33-a of the Kentucky Statutes," which was approved March 15, 1912, and being section 33-a of the Kentucky Statutes, Carroll's edition of 1922; and providing in lieu thereof for the reorganization of the Department of Agriculture, Labor and Statistics, including personnel, their salaries, qualifications, duties and penalties for interference and providing for an appropriation with which to carry out the objects of this act.

By same:

H. B. 169. An act to amend section 3 of chapter 33, Acts of the General Assembly of 1922, entitled an act to prohibit the manufacture, sale, transportation, possession or other disposition of spirituous, malt, vinous or intoxicating liquors, except for sacramental, medicinal, scientific purposes; to regulate the manufacture, transportation, sale, ownership, possession of apparatus designed for the manufacture of spirituous, vinous, malt or intoxicating liquors in the Commonwealth of Kentucky; to regulate the manufacture, sale and transportation of alcohol for non-beverage purposes; to provide a penalty for violation of the provisions of this act; to impose upon the Commonwealth's Attorneys additional duties in the enforcement of this act, and to provide compensation therefor, conferring on quarterly courts and the judges thereof, police courts and justice of the peace, concurrent jurisdic-

tion with the circuit court in the trial of all offenses under the act where the punishment does not exceed a fine of three hundred dollars, and imprisonment in the county jail not exceeding sixty days, and declaring an emergency to exist.

By Mr. Bax, of the Committee on Municipalities:

H. B. 255. An act requiring street railways in cities of the first class, operating in this Commonwealth, to employ a crew of not less than one motorman and one conductor on each car operated therein.

By Mr. Boling, of the Committee on Public Health:

H. B. 351. An act requiring all persons, hospitals, sanitoriums and other places where sick and afflicted persons are treated and nursed for their health, to keep, provide and furnish for nursing and caring for all colored persons and negroes, treated, nursed and cared for in such institutions to furnish, provide and keep colored or negro nurses for all such colored or negro patients, and prohibiting the employment of white nurses for colored or negro patients, and providing penalties for failure so to do.

By same:

H. B. 335. An act defining the qualifications for admission or matriculation to medical colleges or colleges for medicine and surgery in this state, and providing that certificates or diplomas issued to graduates of medical colleges in this state shall authorize such graduate to practice medicine in this Commonwealth without further examination, provided same is filed with the secretary of the State Board of Health, and providing further, a penalty for violations of this act.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed in the Calendar.

Mr. Boling, of the Committee on Public Health, to which same had been referred, reported a bill of the following title, viz.:

H. B. 15. An act to regulate the sale of liquid mixtures, decoctions, extracts and patent medicines containing alcohol, and making a penalty for the violation thereof.

With the expression of opinion that said bill ought not to pass.

Mr. McMurry moved that said bill be given its constitutional reading for the first time, the opinion of the committee to the contrary notwithstanding.

Mr. Strange moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, FEBRUARY 7, 1924.

The House was opened with prayer by the Reverend Roger T. Nooe, of the First Christian church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan.
Lee L. Simons
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

The reading of the Journal of yesterday's proceedings was dispensed with.

The House took up for consideration the unfinished business of yesterday, to-wit:

The motion of Mr. McMurry to advance to its constitutional reading, the opinion of the committee to the contrary notwithstanding, a bill entitled:

H. B. 15. An act to regulate the sale of liquid mixtures, decoctions, extracts and patent medicines containing alcohol, and making a penalty for the violation thereof.

The question being taken on ordering said bill to its constitutional reading, the opinion of the committee to the contrary notwithstanding, it was decided in the negative.

The yeas and nays being required thereon by Messrs. McMurry and Martin were as follows, viz.:

Those who voted in the affirmative were—

W. R. Haselwood	H. A. Pulliam	M. E. Vaughan
W. J. McMurry	A. W. Stamper	C. D. Vincent
J. W. Martin		—7

Those who voted in the negative were—

W. L. Agee	Sherman Chasteen	R. O. Huntsman
T. H. Baker	Lee Clark	L. J. Jeter
A. J. Baldridge	Sam Cole	Hector Johnson
J. H. Baughman	F. W. Collings	J. Roy Johnson
L. D. Bax	L. F. Coomes	D. C. Jones
W. B. Belknap	J. L. Cushing	H. J. Kegley
Homer Beliles	B. F. Day	T. H. King
C. W. Bennett	J. R. Dorman	T. J. Knight
J. E. Bickett	E. J. Doss	John H. Lawson
S. A. Blackburn	G. L. Drury	I. T. Layman
W. M. Boling	H. C. Duffy	Leon P. Lewis
Wm. H. Bornhorst	Wm. M. Duncan	Leroy Lewis
J. F. Bosworth	D. E. Edwards	Martin Light
W. J. Brandenburg	J. O. Evans	J. Will McFarlin
W. B. Bush	T. H. Golden	R. D. McMurtry
J. G. Campbell	J. E. Hadden	J. L. Manning
R. J. Cain	J. W. Howard	Harry Miller

G. W. Morgan	J. E. Robbins	N. I. Toombs
J. L. Morgan	C. W. Ryans	J. Wood Vance
Wm. J. Moore	Arthur Saunders	W. S. Wallen
E. D. Morris	G. W. Shadoan	E. C. Walker
Chas. A. Nelson	Lee L. Simons	W. D. Watkins
F. V. Nunnelly	Geo. W. Smith	C. Westerfield
J. J. Patterson	F. L. Strange	
G. L. Perryman	D. D. Thornberry	
V. H. Redwine	W. S. Tinsley	—75

And so said bill was rejected.

Mr. Bennett moved that the vote by which said bill was refused its constitutional reading be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that House of the following titles, viz.:

1. S. B. 128. An act to amend section 4356t-5, Kentucky Statutes, relating to public roads, Project No. 29, of the primary road system.

2. S. B. 114. An act relating to roads and highways.

3. S. B. 79. An act to provide for reading of the Bible in public schools.

4. S. B. 46. An act to regulate the issue and redemption of script or other evidence of debt. In order to prohibit the graft from workmen's wages for advancement before pay day.

5. S. B. 58. An act relating to the office of Common-

wealth's Attorney in counties having a population of 200,000 or over, and providing for assistants and fixing their salaries.

Said bills were ordered printed and referred,

1. To Committee on Public Roads and Highways.

2. To Committee on Public Roads and Highways.

3. To Committee on Kentucky Statutes.

4. To Committee on Kentucky Statutes.

5. To Committee on Circuit Courts.

Mr. Smith moved that the rules be suspended and that the House take up for consideration S. B. 28.

Said motion was agreed to.

Thereupon the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 28. An act to amend and re-enact section 16, subdivision 3, chapter 1, of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 16 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 18, subdivision 3, chapter 1, of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by sections 1, 2, 3 and 4 of chapter 89 of the Acts of the General Assembly of 1920; and to amend and re-enact section 23, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 29, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 33, subdivision 3, chapter 1

of the Acts of the Extraordinary Session of the General Assembly of 1917; and to amend and re-enact section 34, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917; and to repeal section 35, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 147 of the Acts of the General Assembly of 1920; and to amend and re-enact section 3, chapter 11 of the Acts of the General Assembly of 1918, as amended and re-enacted by chapter 101 of the Acts of the General Assembly of 1922; being an act relating to revenue and taxation, providing for the assessment of property for taxation and the supervision and equalization of assessments, providing for the appointment of county boards of supervisors and their meetings and compensations, and the equalization of the assessment of property by the county boards of supervisors and the State Tax Commission sitting as a State Board of Equalization and Assessment, and defining their powers and duties, and providing for the powers and duties of the county tax commissioners and county clerks respecting the assessments and recapitulations thereof and their compensations therefor, and prescribing penalties, and repealing existing statutes.

Said bill reads as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 23, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved April 11, 1917, be amended by repealing said section 23, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enactting the following section in lieu thereof, the same shall read as follows:

Section 23. Time and Place of Meeting; Duty of Clerk.—

The said supervisors shall convene at the county seat on the second Monday in February. At the time of their meeting, the county court clerk shall deliver to said supervisors the county tax commissioner's books for the county, which shall be considered by said board, with other information, in ascertaining and fixing the value of property in the county.

§ 2. That section 29, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917 be amended by repealing said section 29, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 29. Record Kept by Board.—The board of supervisors shall keep a record of their proceedings and correct the county tax commissioner's books thereby. They shall annex their certificate to the books that they have examined and approve the same, and the number of days they were actually engaged, and shall return the same with the record of their proceedings to the county court clerk on or before the second Monday in April.

§ 3. That section 33, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917 be amended by repealing said section 33, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 33. Recapitulation of Supervisor's Work.—The county court clerk shall, after the examination and approval of the county tax commissioner's books by the board of supervisors, make and record a recapitulation of the county tax commissioner's books as revised by the supervisors in the same manner as provided by chapter 114 of the Acts of the

General Assembly of 1922. On or before April 15th the county court clerk shall file with the State Tax Commission a certified copy of said recapitulation.

§ 4. That section 34, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917 be amended by repealing said section 34, subdivision 3, chapter 1 of the Acts of the General Assembly of 1917, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 34. Commission to Certify to Auditor; Duties of Auditor.—When the State Tax Commission has completed the equalization of the assessment of the property in any county, it shall, not later than June the first, certify to the Auditor of Public Accounts, the total assessed value of the property in such county and the amount of taxes due from such county. The Auditor of Public Accounts shall at once charge said amount to the sheriff of such county, and notify the county court clerk of such county of the amount of taxes due therefrom, and the county court clerk shall affix said certification to the tax books and enter it of record in the order book, and it shall be the sheriff's or collector's warrant for the collection of taxes. The State Tax Commissioner shall furnish to the county court clerk in loose leaf form sufficient tax bills and stubs for his use in preparation of the tax books of his county. Said tax bills and stubs shall be in such form as may be prescribed by the State Tax Commission.

§ 5. That section 35, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 147 of the Acts of the General Assembly of 1920, be, and the same is hereby, repealed.

§ 6. That section 3 of chapter 11 of the Acts of the General Assembly of 1918, as amended by chapter 101 of the Acts of the General Assembly of 1922, be amended by repealing said section 3 of chapter 11 of the Acts of the General

Assembly of 1918, and also by repealing chapter 101 of the Acts of the General Assembly of 1922, and inserting in lieu thereof the following section, so that when said sections are amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 3. Compensation of Commissioner; County Court to Certify Account to Auditor; Jefferson County's Law Unchanged; Maximum Fees; Allowance for Deputies.—The county tax commissioner shall, after he has returned his assessment books to the county court clerk, present to the county court his account, verified by affidavit, stating the total assessed value of the property listed by him as shown by his assessment books, and the county court shall approve and allow fifty (50%) per cent of the amount due the county tax commissioner, based upon his assessment. When a copy of said order of allowance is presented to the Auditor of Public Accounts, he shall draw his warrant in favor of the county tax commissioner for the amount so approved and allowed. When the county board of supervisors has completed its work and the same has been certified to the State Tax Commission showing the total assessed value of the property of the county, the county tax commissioner shall present his account for the balance due to the county court, which shall be allowed in the manner now provided by law, and upon certification to the Auditor of Public Accounts of the balance due, the Auditor shall draw his warrant, payable to the county tax commissioner, for the remaining fifty (50%) per cent due for the services required of him by law, which shall be based on the total value of the assessment made by him as finally equalized by the county board of supervisors. Five cents (5c) on the one hundred dollars ($100.0) on the first million dollars ($1,000,000.00) and two cents (2c) on each one hundred dollars ($100.00) in excess over one million dollars ($1,000,000.00), but no county tax commissioner shall be entitled to receive more than four thousand dollars ($4,000.00) for his services during any year. In counties in which the assessed value of

property exceeds twenty million dollars ($20,000,000.00) the county tax commissioner shall be allowed as compensation to the deputies appointed and qualified the sum of fifteen hundred dollars ($1,500.00) for each seven and one-half million dollars ($7,500,000.00) of property which may be assessed in excess of twenty million dollars ($20,000,000.00); provided, however, the total sum allowed to any county tax commissioner and his deputies shall not exceed seven thousand dollars ($7,000.00) in any county, except in a county having a city of the first class, and in such a county the present law shall remain in force. The counties shall allow to the county tax commissioner for assistance fifteen hundred dollars ($1,500.00) in any county assessing more than thirty-five millions ($35,000,000.00) in taxable property. In counties where the assessment does not exceed one million dollars ($1,000,000.00) the county tax commissioner shall be paid six cents (6c) on the one hundred dollars ($100.00) of the entire property listed.

In counties containing a city of the second class on the first of April, 1922, and the first of each calendar month thereafter, the Auditor of Public Accounts shall draw his warrant upon the Treasurer for three hundred dollars, which shall be paid to the county tax commissioner, said three hundred dollars being an advancement to the tax commissioner by the Commonwealth of Kentucky to defray necessary official expenses and partial payment upon the salaries of himself and deputies. Said sum shall be deducted from the total paid the tax commissioner by law when the yearly settlements are made. Should the tax commissioner die, resign or be removed from office, or should the office of tax commissioner in counties containing a city of the second class for any cause become vacant, the sums advanced hereunder shall be deducted from the yearly settlement when said settlement is made. So that said section as amended shall read as follows:

The county tax commissioner shall, after he has returned his tax books and the State Tax Commission has passed upon

the assessment of the property in his county and has certified the total amount at which said county has been assessed to the county board of supervisors such officer shall present to the county court his account, verified by affidavit, stating the total assessed value of the property listed by him as shown by his tax books, and the county court shall approve and allow fifty per cent of the amount due the county tax commissioner, based upon the certification of the State Tax Commission. When a copy of said order of allowance is presented to the Auditor of Public Accounts, he shall draw his warrant in favor of the county tax commissioner for the amount so certified. When the county board of supervisors has completed its work and has certified to the State Tax Commission the total value of assessed property in the county, the county tax commissioner shall present his account for the balance due him to the county court, which shall be allowed in the manner now provided by law, and upon certification to the Auditor of Public Accounts of the balance due, the Auditor shall draw his warrant payable to the county tax commissioner for the remaining fifty per cent due for the services required of him by law, which shall be based on the total value of the assessments made by him as above required, as follows: Five cents on the one hundred dollars of the first million and two cents on each one hundred dollars of the excess over one million, but no county tax commissioner shall be entitled to receive more than four thousand dollars for his services during any year. In counties in which the assessed value of property exceeds twenty million dollars, the county tax commissioner shall be allowed as compensation to the deputies appointed and qualified the sum of fifteen hundred dollars for each seven and one-half million dollars worth of property which may be assessed in excess of twenty million dollars; provided, however, the total sum allowed to any county tax commissioner and his deputies shall not exceed seven thousand dollars in any county, except in a county having a city of the first class, and in such county the present

law shall remain in force. The counties shall allow to the county tax commissioner for assistance fifteen hundred dollars in any county assessing more than thirty-five millions in taxable property. In counties where the assessment does not exceed one million dollars the county tax commissioner shall be paid six cents on the one hundred dollars of the entire property listed. Provided, however, in counties containing a city of the second class on the first of April, 1922, and the first of each calendar month thereafter, the Auditor of Public Accounts shall draw his warrant upon the Treasurer for three hundred dollars, which shall be paid to the county tax commissioner, said three hundred dollars being an advancement to the county tax commissioner, by the Commonwealth of Kentucky, to defray necessary official expenses and partial payment upon the salaries of himself and deputies. Said sum shall be deducted from the total paid the tax commissioner by law when the yearly settlements are made. Should the tax commissioner die, resign or be removed from office, or should the office of tax commissioner in counties containing a city of the second class for any cause become vacant, the sums advanced hereunder shall be deducted from the yearly settlement when said settlement is made.

§ 7. That section 16, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved April 11, 1917, as amended by section 16 of chapter 114 of the Acts of the General Assembly of 1922, be amended by repealing said section 16, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, and also by repealing section 16 of chapter 114 of the Acts of the General Assembly of 1922, and inserting in lieu thereof the following section, so that when said sections are amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 16. Tax Commission as Board of Equalization. —The State Tax Commission shall convene at the State Capitol as the State Board of Equalization and Assessment on the

second Monday in March each year for the purpose of equalizing the assessments of property among the counties and among the different classes of property and among individuals, companies, corporations and associations therein, and shall continue in session from day to day for said purpose until said equalization has been completed.

At this session, the State Board of Equalization shall carefully examine the recapitulation of the county tax commissioner's books from each county, and shall compare it with such data as they may obtain from any source, to determine whether the assessments conform to law.

The State Tax Commission shall have power to increase or decrease the aggregate assessed valuation of the property of any county or taxing district thereof, or any class of property, or any item in any class. It may increase or decrease the assessed valuation of the property of any individual, company, association, co-partnership or corporation before or after the meeting of the county board of supervisors; but before making any increase or decrease it must first give notice to the county judge of the county and to the individual, association, company, co-partnership or corporation to be affected, of not less than five days, of its intention to make such increase or decrease, and afford such individual, association, company, co-partnership or corporation and the county judge an opportunity to be heard. Should such individual, association, company, co-partnership or corporation, or the county judge, be dissatisfied with the judgment of the State Tax Commission and desire to appeal from the action of said State Tax Commission, they may do so under the terms and provisions of section 8 of this act, except that the individual, association, company, co-partnership or corporation shall not be required to have the consent of the fiscal court to prosecute said appeal.

§ 8. That section 18 of subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by sections 1, 2, 3 and 4

of chapter 89 of the Acts of the General Assembly of 1920, be amended by repealing said section 18, subdivision 3, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, and also by repealing sections 1, 2, 3 and 4 of chapter 89 of the Acts of the General Assembly of 1920, and inserting in lieu thereof the following sections, so that when said sections are amended by substituting and reenacting the following section in lieu thereof, the same shall read as follows:

Section 18. Method of Equalization; Procedure for Judicial Review.—Equalization shall be accomplished by the State Tax Commission sitting as a State Board of Equalization and Assessment by fixing the assessment of all property at its fair cash value and when the property in any county or any class or classes of property in any county is assessed for less than its fair cash value, such assessment shall be increased to its cash value, and when the property in any county or any class or classes of property in any county is assessed for more than its fair cash value, the assessment shall be lowered to said cash value by fixing the percentage of increase or decrease as may be necessary to effect the equalization set out herein.

When the State Tax Commission has completed its equalization of the assessment of the property in any county, it shall certify its action to the county court, together with a copy of said certification to the county court clerk, to be laid before the fiscal court of the county, and such fiscal court of the county, in a regular or special session, may direct that the action of the State Tax Commission be submitted to the courts for review and correction in the event the fiscal court is of the opinion that the direction of the State Tax Commission is unfair and unjust to the taxpayers of the county.

If the fiscal court deems it proper to ask for a review of the actions of the State Tax Commission, it shall pass a resolution to that effect, a copy of which shall be forwarded to the State Tax Commission within ten days after the final certi-

fication has been placed in the hands of the county clerk. Within ten days from the date the final certification was placed in the hands of the county clerk, the fiscal court of the county, through the county attorney, may prepare a statement showing in detail wherein the action of the State Tax Commission is unfair or unjust to the county, and file same in the office of the circuit court clerk of Franklin county. A copy of said statement shall at the same time be filed with the State Tax Commission. Within fifteen days thereafter the State Tax Commission, through the Attorney General, may file an answer to said statement. Within fifteen days after the answer is filed, the county shall prepare and file its proof in support of its contentions, which may be by affidavits or depositions, and within fifteen days after the county has filed its proof, the State Tax Commission shall prepare and file proof in support of its position, which may be affidavits or by depositions. When the proof is thus filed the circuit court clerk shall forthwith place in the hands of the judge of the Franklin Circuit Court all papers and proofs and the judge shall hear and render judgment in the controversy within ten days after the papers are placed in his hands, which judgment shall be returned by him to the circuit court clerk, who shall enter same as the judgment in said controversy and it shall have the same effect as a judgment duly entered at a regular term and shall be binding on all parties, and conclusive of the controversy unless an appeal is taken as herein provided.

If either party to the controversy be dissatisfied with the judgment rendered such party may take an appeal to the Court of Appeals within ten days thereafter. The circuit court clerk shall not be required to copy the record but shall transmit to the clerk of the Court of Appeals the original record with a certification that it is the complete record. Said appeal shall be immediately placed upon the docket of the Court of Appeals and shall take precedence over other cases in said court. The appellant shall file its brief within ten days after said case is placed upon the docket, and the appellee shall file

its brief within ten days thereafter, and said case shall be submitted upon the filing of the brief of the appellee.

If the judgment of the circuit court upholds the action of the State Tax Commission the county court clerk shall proceed in accordance with the directions previously certified, but if the judgment modifies the said certification, the State Tax Commission shall make a new certification in accordance with the judgment in the controversy. If, however, an appeal is taken from the judgment of the circuit court, all proceedings shall be suspended until the matter is determined by the Court of Appeals. If the action of the State Tax Commission is upheld by the Court of Appeals, the county court clerk shall proceed in accordance with the original certification; but if the action of the State Tax Commission is modified by the decision of the Court of Appeals, the new certification shall be made in conformity to the decision. No petition for rehearing shall be filed.

§ 9. The provisions of this act are severable, and if any of its provisions shall be held unconstitutional, the decisions of the court shall not affect or impair any of the remaining provisions of this act. It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provisions not been included therein.

§ 10. All laws and parts of law in conflict herewith are hereby repealed to the extent of such conflict.

§ 11. Whereas, the assessment of the property of this Commonwealth has just been completed by the county tax commissioners and ready for submission to the State Tax Commission for equalization, and in order that a proper and uniform equalization of the assessment made as of July 1, 1923, may be had under the provisions of this act, an emergency is declared to exist, and this act shall become a law and effective upon its passage and approval by the Governor.

Mr. Huntsman moved that the House do now resolve itself into the Committee of the Whole for the purpose of hear-

ing Mr. Ben Marshall, Secretary of the Tax Commission, explain the merits of said bill.

Said motion was agreed to.

Thereupon the Speaker vacated the chair and designated Mr. Leon P. Lewis as Chairman of the Committee of the Whole House.

After a time Mr. Leon P. Lewis, Chairman of the Committee of the Whole House, reported progress.

The Speaker resumed the chair and called the House to order.

Mr. Vaughan moved that the House recess at twelve o'clock, to meet again at one o'clock p. m.

Said motion was agreed to.

Mr. Strange moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Belknap moved the previous question.

The Speaker announced, "Shall the main question be now put"

The question being taken thereon it was decided in the affirmative.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of

said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax	D. E. Edwards	Chas. A. Nelson
W. B. Belknap	H. M. Fultz	J. J. Patterson
C. W. Bennett	O. C. Gartin	H. A. Pulliam
J. E. Bickett	T. H. Golden	V. H. Redwine
S. A. Blackburn	J. W. Howard	J. E. Robbins
W. M. Boling	R. O. Huntsman	C. W. Ryans
Allen B. Cammack	J. Roy Johnson	Arthur Saunders
Sherman Chasteen	H. J. Kegley	Lee L. Simons
Lee Clark	T. H. King	Geo. W. Smith
Sam Cole	T. J. Knight	D. D. Thornberry
F. W. Collings	John H. Lawson	W. S. Tinsley
L. F. Coomes	I. T. Layman	N. I. Toombs
J. L. Cushing	Leon P. Lewis	J. Wood Vance
B. F. Day	Martin Light	M. E. Vaughan
G. Givens Dixon	J. T. Linton	W. S. Wallen
E. J. Doss	W. J. McMurry	E. C. Walker
G. L. Drury	J. W. Martin	W. D. Watkins
Wm. M. Duncan	Harry Miller	C. Westerfield

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Those who voted in the negative were—

W. L. Agee	J. O. Evans	J. L. Morgan
T. H. Baker	J. E. Hadden	Wm. J. Moore
A. J. Baldridge	W. R. Haselwood	E. D. Morris
J. H. Baughman	L. J. Jeter	F. V. Nunnelly
Homer Beliles	Hector Johnson	E. E. Palmore
Wm. H. Bornhorst	A. J. Jolly	G. L. Perryman
J. F. Bosworth	Oscar Leibson	G. W. Shadoan
W. J. Brandenburg	Leroy Lewis	A. W. Stamper
W. B. Bush	J. Will McFarlin	F. L. Strange
J. G. Campbell	R. D. McMurtry	H. Q. Thompson
R. J. Cain	J. L. Manning	C. D. Vincent
H. C. Duffy	G. W. Morgan	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Wilson moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Under and by virtue of a concurrent resolution heretofore adopted in this House providing for a committee of three members to be appointed to act in conjunction with a committee of two members of the Senate to investigate the penal and charitable institutions of this state, the Speaker appointed Messrs. Drury, Bush and Cain as members constituting said committee.

A message was received from the Senate announcing that they had adopted a concurrent resolution which reads as follows:

Be it resolved by the Senate of Kentucky and the House of Representatives concurring:

That, whereas, the Republicans of the State of Kentucky will hold county conventions February 9th, 1924, and a district convention on Monday, February 11th, 1924, and many members of the General Assembly are desirous of attending said conventions, and,

Whereas, Tuesday, February 12th, 1924, is a national and state holiday, now, therefore,

Be it resolved, that when we adjourn on Friday, February 8th, 1924, we adjourn to meet Wednesday, February 13th, 1924. at 10 a. m., and,

Be it further resolved, that, upon reconvening upon Wednesday, February 13th, 1924, that we hold either continuous or afternoon sessions for the remainder of the week.

Said resolution was adopted.

Mr. Howard moved that the vote by which this House agreed to recess at twelve o'clock and to meet at one o'clock be reconsidered.

Said motion was agreed to.

Mr. Howard moved that the rules be suspended and that the House take up for consideration a bill entitled:

H. B. 37. An act to provide for the execution and sale of seventy-five million dollars of bonds of the Commonwealth, fixing the time when they shall be sold and the use of the proceeds thereof, and providing for the payment of the principal and interest upon said bonds, to the end that they may be extinguished within thirty years, and providing for the submission of this act to the voters at the general election to be held on November 4, 1924.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Howard and Strange were as follows, viz.:

Those who voted in the affirmative were—

A. J. Baldridge	J. L. Cushing	J. W. Martin
L. D. Bax	B. F. Day	Harry Miller
W. B. Belknap	J. R. Dorman	J. L. Morgan
Homer Beliles	G. L. Drury	Wm. J. Moore
J. F. Bosworth	H. M. Fultz	V. H. Redwine
W. J. Brandenburg	O. C. Gartin	J. F. Reed
W. B. Bush	J. W. Howard	Lee L. Simons
Allen B. Cammack	R. O. Huntsman	Geo. W. Smith
J. G. Campbell	A. J. Jolly	J. Wood Vance
R. J. Cain	D. C. Jones	C. D. Vincent
Sherman Chasteen	H. J. Kegley	W. S. Wallen
Lee Clark	John H. Lawson	W. D. Watkins
Sam Cole	Leon P. Lewis	C. Westerfield
F. W. Collings	Leroy Lewis	
L. F. Coomes	J. L. Manning	

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Those who voted in the negative were—

W. L. Agee	W. R. Haselwood	E. E. Palmore
W. B. Ardery	L. J. Jeter	J. J. Patterson
T. H. Baker	J. Roy Johnson	G. L. Perryman
J. H. Baughman	J. Roy Johnson	H. A. Pulliam
C. W. Bennett	T. H. King	J. E. Robbins
J. E. Bickett	T. J. Knight	Arthur Saunders
S. A. Blackburn	I. T. Layman	G. W. Shadoan
W. M. Boling	Oscar Leibson	A. W. Stamper
Wm. H. Bornhorst	Martin Light	F. L. Strange
G. Givens Dixon	J. T. Linton	H. Q. Thompson
E. J. Doss	J. Will McFarlin	D. D. Thornberry
H. C. Duffy	W. J. McMurry	W. S. Tinsley
Wm. M. Duncan	R. D. McMurtry	N. I. Toombs
D. E. Edwards	G. W. Morgan	M. E. Vaughan
J. O. Evans	E. D. Morris	E. C. Walker
T. H. Golden	Chas. A. Nelson	F. E. Wilson
J. E. Hadden	F. V. Nunnelly	—50

Mr. Strange moved that the vote by which the House refused to take up for consideration said bill be reconsidered and that said motion lie on the table.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Bosworth and Moore, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Wm. M. Duncan	J. Will McFarlin
T. H. Baker	D. E. Edwards	R. D. McMurtry
J. H. Baughman	J. O. Evans	E. D. Morris
C. W. Bennett	T. H. Golden	Chas. A. Nelson
S. A. Blackburn	J. E. Hadden	F. V. Nunnelly
W. M. Boling	W. R. Haselwood	H. A. Pulliam
Wm. H. Bornhorst	L. J. Jeter	J. E. Robbins
G. Givens Dixon	J. Roy Johnson	Arthur Saunders
E. J. Doss	Oscar Leibson	G. W. Shadoan
H. C. Duffy	Martin Light	A. W. Stamper

F. L. Strange	N. I. Toombs	E. C. Walker	
W. S. Tinsley	M. E. Vaughan		—35

Those who voted in the negative were—

W. L. Agee	H. M. Fultz	G. W. Morgan	
A. J. Baldridge	O. C. Gartin	J. L. Morgan	
L. D. Bax	J. W. Howard	Wm. J. Moore	
W. B. Belknap	R. O. Huntsman	E. E. Palmore	
Homer Beliles	Hector Johnson	J. J. Patterson	
J. E. Bickett	A. J. Jolly	G. L. Perryman	
J. F. Bosworth	D. C. Jones	V. H. Redwine	
W. J. Brandenburg	H. J. Kegley	J. F. Reed	
W. B. Bush	T. H. King	C. W. Ryans	
J. G. Campbell	T. J. Knight	Lee L. Simons	
R. J. Cain	John H. Lawson	Geo. W. Smith	
Sherman Chasteen	I. T. Layman	H. Q. Thompson	
Lee Clark	Leon P. Lewis	D. D. Thornberry	
Sam Cole	Leroy Lewis	J. Wood Vance	
F. W. Collings	J. T. Linton	W. S. Wallen	
L. F. Coomes	W. J. McMurry	W. D. Watkins	
J. L. Cushing	J. L. Manning	C. Westerfield	
B. F. Day	J. W. Martin	F. E. Wilson	
J. R. Dorman	Harry Miller		—56

Mr. Howard moved that the rules be suspended and that said bill be made a special order for tomorrow at eleven-thirty o'clock a. m.

Mr. Strange offered an amendment to said motion by providing that said bill be made a sepcial order for next Thursday, February 14, at ten-thirty o'clock a. m.

The amendment of Mr. Strange was disagreed to.

The yeas and nays being required thereon by Messrs. Strange and Howard, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. E. Hadden	F. V. Nunnelly
W. B. Ardery	W. R. Haselwood	J. J. Patterson
T. H. Baker	L. J. Jeter	G. L. Perryman
J. H. Baughman	J. Roy Johnson	H. A. Pulliam
C. W. Bennett	T. J. Knight	J. E. Robbins
W. M. Boling	Oscar Leibson	Arthur Saunders
Wm. H. Bornhorst	Martin Light	G. W. Shadoan
G. Givens Dixon	J. T. Linton	A. W. Stamper
E. J. Doss	J. Will McFarlin	F. L. Strange
H. C. Duffy	W. J. McMurry	D. D. Thornberry
Wm. M. Duncan	R. D. McMurtry	W. S. Tinsley
D. E. Edwards	J. W. Martin	N. I. Toombs
J. O. Evans	G. W. Morgan	M. E. Vaughan
H. M. Fultz	E. D. Morris	C. D. Vincent
T. H. Golden	Chas. A. Nelson	—44

Those who voted in the negative were—

A. J. Baldridge	J. L. Cushing	Harry Miller
L. D. Bax	B. F. Day	J. L. Morgan
W. B. Belknap	J. R. Dorman	Wm. J. Moore
Homer Beliles	G. L. Drury	E. E. Palmore
J. E. Bickett	O. C. Gartin	V. H. Redwine
S. A. Blackburn	J. W. Howard	J. F. Reed
J. F. Bosworth	R. O. Huntsman	C. W. Ryans
W. J. Brandenburg	Hector Johnson	Lee L. Simons
W. B. Bush	A. J. Jolly	Geo. W. Smith
Allen B. Cammack	D. C. Jones	H. Q. Thompson
J. G. Campbell	H. J. Kegley	J. Wood Vance
R. J. Cain	T. H. King	W. S. Wallen
Sherman Chasteen	John H. Lawson	E. C. Walker
Lee Clark	I. T. Layman	W. D. Watkins
Sam Cole	Leon P. Lewis	C. Westerfield
F. W. Collings	Leroy Lewis	F. E. Wilson
L. F. Coomes	J. L. Manning	—50

The motion of Mr. Howard that said bill be made a special order of the House for tomorrow at eleven-thirty o'clock a. m. was agreed to.

The yeas and nays being required thereon by Messrs. Howard and Strange, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	B. F. Day	Harry Miller
A. J. Baldridge	J. R. Dorman	G. W. Morgan
L. D. Bax	G. L. Drury	J. L. Morgan
W. B. Belknap	H. M. Fultz	Wm. J. Moore
Homer Beliles	O. C. Gartin	E. E. Palmore
J. E. Bickett	T. H. Golden	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. F. Reed
J. F. Bosworth	Hector Johnson	Lee L. Simons
W. J. Brandenburg	A. J. Jolly	Geo. W. Smith
W. B. Bush	D. C. Jones	A. W. Stamper
J. G. Campbell	H. J. Kegley	H. Q. Thompson
R. J. Cain	T. H. King	J. Wood Vance
Sherman Chasteen	T. J. Knight	C. D. Vincent
Lee Clark	John H. Lawson	W. S. Wallen
Sam Cole	I. T. Layman	E. C. Walker
F. W. Collings	Leon P. Lewis	W. D. Watkins
L. F. Coomes	Leroy Lewis	C. Westerfield
J. L. Cushing	J. L. Manning	—56

Those who voted in the negative were—

W. B. Ardery	W. R. Haselwood	J. J. Patterson
T. H. Baker	L. J. Jeter	H. A. Pulliam
J. H. Baughman	J. Roy Johnson	J. E. Robbins
C. W. Bennett	Martin Light	Arthur Saunders
S. A. Blackburn	J. T. Linton	G. W. Shadoan
G. Givens Dixon	J. Will McFarlin	F. L. Strange
E. J. Doss	W. J. McMurry	D. D. Thornberry
H. C. Duffy	R. D. McMurtry	W. S. Tinsley
Wm. M. Duncan	J. W. Martin	N. I. Toombs
D. E. Edwards	E. D. Morris	M. E. Vaughan
J. O. Evans	Chas. A. Nelson	F. E. Wilson
J. E. Hadden	F. V. Nunnelly	—35

Mr. Howard moved that the vote by which said bill was made a special order for tomorrow at eleven-thirty o'clock a. m. be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Strange moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, FEBRUARY 8, 1924.

The House was opened with prayer by the Reverend Roger T. Nooe, of the First Christian church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	J. R. Dorman	Leroy Lewis
W. B. Ardery	E. J. Doss	Martin Light
T. H. Baker	G. L. Drury	J. T. Linton
A. J. Baldridge	H. C. Duffy	J. Will McFarlin
J. H. Baughman	Wm. M. Duncan	W. J. McMurry
L. D. Bax	D. E. Edwards	R. D. McMurtry
W. B. Belknap	J. O. Evans	J. L. Manning
Homer Beliles	H. M. Fultz	J. W. Martin
C. W. Bennett	O. C. Gartin	E. B. Miller
J. E. Bickett	T. H. Golden	Harry Miller
S. A. Blackburn	J. E. Hadden	G. W. Morgan
W. M. Boling	W. R. Haselwood	J. L. Morgan
J. F. Bosworth	H. C. Hawkins	Wm. J. Moore
W. J. Brandenburg	J. W. Howard	E. D. Morris
W. B. Bush	R. O. Huntsman	Chas. A. Nelson
Allen B. Cammack	L. J. Jeter	F. V. Nunnelly
J. G. Campbell	Hector Johnson	E. E. Palmore
R. J. Cain	J. Roy Johnson	J. J. Patterson
Sherman Chasteen	A. J. Jolly	G. L. Perryman
Lee Clark	D. C. Jones	H. A. Pulliam
Sam Cole	H. J. Kegley	V. H. Redwine
F. W. Collings	T. H. King	J. F. Reed
L. F. Coomes	John H. Lawson	J. L. Richardson
J. L. Cushing	Oscar Leibson	J. E. Robbins
B. F. Day	Leon P. Lewis	C. W. Ryans

Arthur Saunders	H. Q. Thompson	W. S. Wallen
G. W. Shadoan	D. D. Thornberry	E. C. Walker
Lee L. Simons	W. S. Tinsley	W. D. Watkins
Geo. W. Smith	N. I. Toombs	C. Westerfield
A. W. Stamper	J. Wood Vance	F. E. Wilson
F. L. Strange	C. D. Vincent	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Golden, of the Committee on Enrollment, reported that they had examined and found correctly enrolled bills of the following titles. viz.:

S. B. 41. An act to amend subdivision 1, section 965, Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the Thirty-sixth Judicial District of Kentucky, in Wolfe, Morgan and Magoffin counties, and declaring an emergency.

S. B. 27. An act to authorize and confirm the sale by the Kentucky State Board of Agriculture to the Ford Motor Company, Inc., of 23.81 acres of land, more or less, in Jefferson county, Kentucky, and to provide for the purchase by the Kentucky State Board of Agriculture of 26.17 acres of land, more or less, for State Fair purposes, out of the proceeds of the sale to the Ford Motor Company, and to authorize the said board to dispose of any portion of the 26.17 acres of land, more or less, as in their discretion is not suitable for State Fair purposes, and to provide for the application of the proceeds of said sale to its payment of outstanding bonds of the board.

Thereupon, all other business was suspended, said bills were read at length and compared in open session and thereupon the Speaker, in the presence of the House, and in open session, affixed his signature thereto.

Ordered, that said bills be delivered to the Senate.

A message was received from the Senate announcing that they had passed bills which originated in that body, of the following titles, viz.:

1. S. B. 10. An act to amend Project No. 9 of section 5, Acts of 1920, relating to roads and bridges.

2. S. B. 53. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky, 1920, by adding thereto, as Project No. —, extending from Smithland via Calvert City, via Benton to Murray.

3. S. B. 54. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to roads and bridges, by making an addition to Project No. 8 thereof.

Whereas, Project No. 8 of the primary system of state highways of Kentucky and the Illinois system of state highways approach within about ten miles of each other at Burna, in Livingston county, Kentucky, and,

Whereas, the Illinois system of state highways has been extended to Golconda, Illinois, same being the county seat of Pope county, Illinois, which is located on the state line between said two states, a distance approximately of about ten miles from Burna, in Livingston county, Kentucky, which is now located on Kentucky State Project No. 8, and,

Whereas the state primary system of Kentucky purports to connect all county seat towns of this state, and also connect with all county seat towns of adjacent states, etc.

4. S. B. 59. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of

Kentucky of 1920, by adding thereto, as Project No. —, extending from Bowling Green to the Simpson county line, via L. & N. pike.

5. S. B. 61. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky, 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, the same relating to roads and bridges and establishing a system of primary roads for the State of Kentucky, and making provisions for the establishment, construction and maintenance of same.

6. S. B. 64. An act establishing as a state primary road the road known as the Edmonton and Burkesville road, from Edmonton, in Metcalfe county, to its intersection with the road leading from Glasgow to Burkesville, in Cumberland county, which is Project No. 40.

7. S. B. 72. An act relating to public roads.

8. S. B. 77. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and to amend chapter 95 of the Acts of the General Assembly of 1922, which is amendatory to the aforesaid section 4356t-5 of Kentucky Statutes, establishing Project No. 10c, and to recreate project No. 10c.

9. S. B. 84. An act establishing and making the road leading from Paducah via Sharpe, Palma to Benton a part of the primary system of state highways of the Commonwealth of Kentucky.

10. S. B. 85 An act relating to roads and bridges, and amending chapter 17, Acts of 1920, by adding thereto Project No. —, beginning at Barlow, in Ballard county, and extending

to Holloway Landing, in Ballard county, on the Ohio river, opposite Mound City, Illinois, and making the same a part of the state primary system of highways.

11. S. B. 105. An act establishing the road leading from LaGrange by way of Buckner, Pewee Valley and O'Bannon to Anchorage, and thence following the federal primary project to Middletown, where it connects with the state primary route No. 17, and making the same a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as Project No. 19½.

12. S. B. 106 An act establishing a road leading from Project No. 22, at Whitley City, to McCreary county, Kentucky, to and intersecting with Project No. 27, at Monticello, Wayne county, and to be designated as Project No. 22B of primary system of state highways.

13. S. B. 111. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from State Project No. 8 to the Ohio river.

14. S. B. 118 An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Lancaster to Crab Orchard.

15. S. B. 139. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 Edition, relating to roads and bridges, and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of the same.

16. S. B. 34. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes relating to roads and highways, and establishing and creating Project No. 10½.

17. S. B. 75. An act relating to roads and highways.

18. S. B. 49. An act establishing a road from a point on Project No. 5 at or near Binghamtown, a village near the northern city limits of Middletown, Kentucky, to a point on the Kentucky-Tennessee line, at or near Pruden, Tennessee, by way of the Stony Fork Branch of Yellow Creek and Fonde, Kentucky, and designating said road as Project on Project No. 5A.

19. S. B. 62. An act to establish Project No. 68 in the primary system of state highways.

20. S. B. 141. An act establishing and designating the Ohio River Road, leading from Covington to Ashland, via Newport, Bellevue, Dayton, Silver Grove, Melbourne, California, Mentor, Foster, Augusta, Dover, Maysville, Vanceburg and Greenup a part of the primary system of state highways of the Commonwealth of Kentucky, and recorded as such in chapter 17 section 5, Acts of 1920, which is now article 2, section 4356t-5, Carroll's Statutes, edition of 1922; said project to be known as the Inglis Highway, in honor of the first white woman of Kentucky.

21. S. B. 40. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as Project No. —, beginning at a point on the Harrodsburg and Lexington turnpike, near Russell's Cross Roads, and extending to High Bridge, in Jessamine county, via Wilmore, and making the same a part of the primary system of state highways.

22. S. B. 42. An act to amend chapter 17 of Acts of 1920, entitled, "An act relating to roads and bridges."

Ordered, that said bills be printed and referred:

1. To Committee on Public Roads and Highways.

2. To Committee on Public Roads and Highways.

3. To Committee on Public Roads and Highways.

4. To Committee on Public Roads and Highways.

5. To Committee on Public Bridges.

6. To Committee on Public Roads and Highways.

7. To Committee on Public Roads and Highways.

8. To Committee on Public Roads and Highways.

9. To Committee on Public Roads and Highways.

10. To Committee on Public Roads and Hgihways.

11. To Committee on Public Roads and Highways.

12. To Committee on Public Roads and Highways.

13. To Committe on Public Roads and Highways.

14. To Committee on Public Roads and Highways.

15. To Committee on Public Roads and Highways.

16. To Committee on Public Roads and Highways.

17. To Committee on Public Roads and Highways.

18. To Committee on Public Roads and Highways.

19. To Committee on Public Roads and Highways.

20. To Committee on Public Roads and Highways.

21. To Committee on Public Roads and Highways.

22. To Committee on Public Roads and Highways.

A message was received from the Senate announcing that they had passed a bill which originated in this House of the following title, viz.:

H. B. 42. An act providing that whoever furnishes work or labor, material or supplies, fixtures, or machinery or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other materials, in the development or improvement of such leasehold shall have a lien on the leasehold or the entire interest of the lessee to secure the payment by the lessee for such work or labor, material or supplies, fixtures or machinery, or other thing of value, and providing method for the enforcement of such lien.

Together with an amendment thereto.

For bill see House Journal of January 25, 1924.

The amendment as proposed to said bill, by the Senate, is as follows, viz.:

"Amend H. B. 42 by striking out of the first paragraph in lines 17, 18 and 19, on page 2 of the printed bill, the following words: 'and in addition to the amount of money due for the things above specified the lien shall cover all costs, including a reasonable attorney's fee.'"

Said amendment was agreed to.

Said bill as amended was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange

H. Q. Thompson	J. Wood Vance	W. D. Watkins
D. D. Thornberry	M. E. Vaughan	C. Westerfield
W. S. Tinsley	C. D. Vincent	F. E. Wilson
N. I. Toombs	W. S. Wallen	

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Mr. Strange moved that the vote by which said bill, as amended, was passed, be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Ordered, that said bill be delivered to the Enrolling Clerk of this House.

A message was received from the Senate announcing that they had passed a bill which originated in this House of the following title, viz.:

H. B. 5. An act to provide for the construction of sewers in cities of the third class, and to provide for the payment for same and creating a lien therefor upon the property benefited and to repeal subsection 8 of section 3290, Kentucky Statutes, relating thereto.

Together with an amendment thereto.

For bill see House Journal of January 30, 1924.

The amendment as proposed to said bill by the Senate is as follows, viz.:

"Amend H. B. 5 by adding to section 1, in line 17, before the word 'as' and after the word 'improvement,' the following: 'or upon the assessed valuation.'"

Said amendment was agreed to.

Said bill, as amended, was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Mr. Bosworth moved that the vote by which said bill, as amended, was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Ordered, that said bill be delivered to the Enrolling Clerk of this House.

The hour of ten-thirty o'clock having arrived, that being the hour for the execution of the Special Order of the Day, the House took up for consideration a bill entitled:

H. B. 318. An act to amend and re-enact sections of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by acts of later sessions of the Kentucky General Assembly, etc., being an act relating to revenue and taxation, etc.

Mr. Nelson moved that immediate consideration of said bill be postponed and that said bill, under a suspension of the rules, be made a special order for next Thursday, February 14, at eleven o'clock a. m.

Said motion was agreed to.

Mr. Jones moved that on next Thursday, February 14, at eleven o'clock a. m., the House resolve itself into a Committee of the Whole for the purpose of hearing the proponents and opponents of said bill discuss its merits and for that purpose alone.

Said motion was agreed to.

Mr. Howard sent to the Clerk's desk and had read the following communication, viz.:

OFFICE OF THE GOVERNOR

Frankfort, February 8, 1924.

Hon. J. W. Howard,
Chairman Committee on Bond Issue,
House of Representatives.

My dear Mr. Howard:

I see from the record of the House procedure that the bond issue bill will be considered in the House today, and I sincerely trust that the bill may be adopted by the House as reported by the committee.

I desire to reiterate what I have previously said to the Joint Assembly:

"Under our form of government, the Constitution imposes upon the Executive the duty of recommending the submission of, and upon the Legislature the duty of submitting to the people, for their consideration, any question requiring popular referendum, when it becomes apparent that there is reasonable demand by the people for an opportunity to vote on the question."

Every citizen of Kentucky knows that there is not only a reasonable demand, but a very strong demand, by the people for an opportunity to vote on the question as to whether they shall issue bonds in the sum of seventy-five million dollars for the purposes indicated in the bill now before the House.

The question of issuing bonds is unlike the ordinary legislative question, for the reason that the responsibility of passing upon the latter devolves upon the legislature; while the responsibility of passing upon the question of issuing bonds devolves solely upon the people.

In my opinion, to deprive the people of their constitutional right to vote on this question would be an indictment against both their intelligence and their integrity, and a positive denial of the right of self-government.

If a majority of the people do not favor a bond issue they will defeat the proposition at the polls, and definitely settle the question—and it will never be settled until settled by the people. But, on the other hand, if a majority of the people favor the bond issue, who, may I inquire, has either the constitutional or the moral right to say that the people shall not rule?

Every citizen should respect and hold dear the principle of self-government—that principle which prompted our Puritan fathers to plant the seed of a mighty empire in the soil of an unconquered wilderness, from which has grown the world's greatest republic.

The people have always proven themselves capable of settling their own issues in the interest of common welfare. Therefore, in the language of the lamented Ollie James, "Let us not doubt or fear the people, but let us trust the people."

Yours very truly,
(Signed) W. J. FIELDS, *Governor.*

Mr. Golden, of the Committee on Enrollments, reported that they had examined and found correctly enrolled a bill of the following title, viz.:

S. B. 28. An act relating to revenue and taxation, amending and re-enacting sections of the Extraordinary Session of 1917 and later sessions, etc.

Thereupon all other business was suspended, said bill was read at length and compared in open session and thereupon the Speaker, in the presence of the House, and in open session, affixed his signature thereto.

Ordered, that said bill be delivered to the Senate.

Mr. Strange moved that the session of today be extended indefinitely.

Said motion was agreed to.

The hour of eleven-thirty o'clock a. m. having arrived, that being the hour for the execution of the Special Order of the Day, the House took up for consideration a bill entitled:

H. B. 37. An act to provide for the execution and sale of seventy-five million dollars of bonds of the Commonwealth, fixing the time when they shall be sold and the use of the proceeds thereof, and providing for the payment of the principal and interest upon said bonds to the end that they may be extinguished within thirty years, and providing for the submission of this act to the voters at the general election to be held on November 4, 1924.

Together with the amendments heretofore proposed by the Committee on Bond Issues, to which said bill was originally referred.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Bonds of the Commonwealth of Kentucky shall be issued to the total amount of seventy-five million dollars ($75,000,000.00). Said bonds shall be of the denomination of one hundred dollars ($100.00), or such multiples thereof as the Commissioners of the Sinking Fund of Kentucky may determine; shall be engraved, lithographed or printed as said commissioners shall determine; shall be signed at the time of their respective issues by the Governor then in office, and at the same time attested by the Secretary of State then in office, with the seal of the Commonwealth affixed. Each of the five issues of bonds provided for in section 5 hereof shall bear interest at such rate, not exceeding five per cent, as said commissioners shall determine at the time of such

issue. All of said bonds shall bear date of July 1, 1925. The interest on same shall be payable semi-annually January 1 and July 1, and there shall be attached to said bonds coupons for such semi-annual interest bearing the facsimile signature of the present Governor and of the present Treasurer of the Commonwealth, the last coupon on each bond being due at the date of maturity of the bond to which it is attached. Said bonds and coupons shall be payable in gold of the present standard of weight and fineness at such place or places as said Commissioners of the Sinking Fund may determine. Said bonds may, at the request of the owners, be registered both as to principal and interest with the Auditor of Public Accounts upon the payment of a registration fee of twenty-five cents (25c) on each one thousand dollars ($1,000) of said bonds. Before the delivery to the purchaser of any of the bonds authorized by this act, they shall be deposited with the State Treasurer for safe-keeping. All said bonds shall be exempt from state, county and municipal taxation. Save as in this act provided, the form of said bonds and the method of registry shall be determined by the Commissioners of the Sinking Fund.

The cost of engraving, lithographing or printing said bonds shall be certified by the Commissioners of the Sinking Fund to the Auditor of Public Accounts for payment and shall be paid out of the general revenues of the state.

§ 2. Said bonds shall bear serial numbers beginning with number one and shall become due in installments as follows, that is to say:

$3,400,000.00 of said bonds shall become due July 1, 1926.
$2,900,000.00 of said bonds shall become due July 1, 1927.
$2,400,000.00 of said bonds shall become due July 1, 1928.
$1,800,000.00 of said bonds shall become due July 1, 1929.
$1,300,000.00 of said bonds shall become due July 1, 1930.
$1,350,000.00 of said bonds shall become due July 1, 1931.
$1,400,000.00 of said bonds shall become due July 1, 1932.
$1,500,000.00 of said bonds shall become due July 1, 1933.

$1,550,000.00 of said bonds shall become due July 1, 1934.
$1,600,000.00 of said bonds shall become due July 1, 1935.
$1,700,000.00 of said bonds shall become due July 1, 1936.
$1,800,000.00 of said bonds shall become due July 1, 1937.
$1,900,000.00 of said bonds shall become due July 1, 1938.
$2,000,000.00 of said bonds shall become due July 1, 1929.
$2,050,000.00 of said bonds shall become due July 1, 1940.
$2,200,000.00 of said bonds shall become due July 1, 1941.
$2,300,000.00 of said bonds shall become due July 1, 1942.
$2,400,000.00 of said bonds shall become due July 1, 1943.
$2,500,000.00 of said bonds shall become due July 1, 1944.
$2,700,000.00 of said bonds shall become due July 1, 1945.
$2,750,000.00 of said bonds shall become due July 1, 1946.
$2,950,000.00 of said bonds shall become due July 1, 1947.
$3,050,000.00 of said bonds shall become due July 1, 1948.
$3,250,000.00 of said bonds shall become due July 1, 1949.
$3,350,000.00 of said bonds shall become due July 1, 1950.
$3,600,000.00 of said bonds shall become due July 1, 1951.
$3,700,000.00 of said bonds shall become due July 1, 1952.
$3,950,000.00 of said bonds shall become due July 1, 1953.
$4,100,000.00 of said bonds shall become due July 1, 1954.
$3,550,000.00 of said bonds shall become due July 1, 1955.

$75,000,000.00—5% basis.

§ 3. The bonds herein provided for shall be the direct obligation of the Commonwealth of Kentucky, and the full faith and credit of the Commonwealth is hereby pledged for the payment of said bonds and the interest thereon. In order to provide for the payment of the principal of all said bonds at their maturities and the interest thereon annually as same shall accrue, there shall be levied and collected in each of the 30 years from July 1, 1925, to June 30th, 1955, the following taxes:

(a) License taxes on motor vehicles and chauffeurs not less than those imposed by chapter 90 of the Acts of the General Assembly of 1920.

(b) An excise tax of three cents on each gallon of gasoline sold at retail in Kentucky.

(c) A direct tax of three cents upon each one hundred dollars of value of all property assessed for taxation in Kentucky.

There are hereby appropriated to the payment of the principal and interest of said bonds, to be set aside as received and held inviolably for that purpose, all funds received during the 30 years aforesaid from the following sources:

(a) From the license taxes imposed by chapter 90 of the Acts of the General Assembly of 1920 and by all acts amendatory or in lieu thereof, by which the revenue to be derived from such licenses, is not decreased.

(b) From the excise tax of three cents upon each gallon of gasoline sold in Kentucky, imposed by section 4 of this act and by all acts amendatory or in lieu thereof, by which said tax is not decreased.

(c) From the direct tax of three cents for the state road fund on each one hundred dollars of value of property, imposed by section 5 of this act, and by all acts amendatory or in lieu thereof, by which said tax is not decreased.

If there should be received in any fiscal year from the sources aforesaid and from any tax hereby directed to be levied, any sum in excess of the amount necessary to pay the interest due on said bonds for that year and to create that year's proportionate part of the sinking fund herein provided, said excess shall be paid to the State Highway Commission, to be used by it for the maintenance of the primary system of state highways, which is defined in section 5 of the act of March 16, 1920, and such excess in any such year is excepted from the appropriation herein before made to said sinking fund of the receipts from the aforesaid sources and taxes.

All sums received from the above sources of revenue shall be passed by the Treasurer to the credit of the sinking fund under this act, and shall be paid out by him to the Commissioners of the Sinking Fund upon the warrants of the Auditor, which warrants the Auditor is hereby directed to issue to said commissioners when and as they shall make written demand therefor and for such sums as they shall specify in such demand. When the bonds and coupons are paid, they shall be destroyed by the Commissioners of the Sinking Fund.

§ 4. Section 1 of the act of March 23, 1920, chapter 93, page 464, is hereby amended so as to read as follows:

There shall be paid on all gasoline, sold at retail in this state, a tax of three cents (3c) on each gallon, the same to be paid into the Treasury of the Commonwealth, and the sums received therefrom until and including June 30, 1925, shall be for use in the construction and maintenance of state highways, and thereafter for the sinking fund provided by the act of the General Assembly of 1924 to pay the bonds authorized by that act and the interest thereon.

§ 5. Section 1 of the act of the General Assembly, approved March 5, 1918, being chapter 4 of the Acts of 1918, is hereby amended so as to read as follows:

An annual tax of forty (40) cents upon each one hundred dollars ($100) of value of all property directed to be assessed for taxation, as herein provided, shall be paid by the owner, person or corporation assessed. Of the aggregate amount of tax realized by all assessments under this forty (40) cent rate, fifteen cents shall be for the use of the ordinary expenses of the government, eighteen cents for the support of the common schools, one cent for use of the sinking fund, one and three-quarter cents for the support and erection of buildings for the University at Lexington, five eighths of one cent for the support and erection of buildings for the Eastern State Normal School located at Richmond, five-eighths of one cent for the support and erection of build-

ings for the Western State Normal School, located at Bowling Green, and three cents for the sinking fund provided by the act of the General Assembly of 1924 to pay the bonds authorized by that act and the interest thereon, and the Auditor of Public Accounts will make distribution of said tax in accordance with the said apportionment at the end of each month. The tax herein provided for the University of Kentucky is in lieu of the tax provided by an act entitled: "An act for the benefit of the Agricultural and Mechanical College," approved April 29th, one thousand eight hundred and eighty, and the annual appropriation now made for the University of Kentucky under the provisions of section four thousand five hundred and thirty-five-b, Kentucky Statutes, editon one thousand nine hundred and fifteen; the annual appropriation now made for the University of Kentucky under the provisions of subsection four of section four thousand and six hundred and thitry-six-b, Kentucky Statutes, edition one thousand nine hundred and fifteen; the annual appropriation now made for the University of Kentucky by the act which became a law March twenty-sixth, one thousand nine hundred and four, Acts one thousand nine hundred and four, chapter one hundred and twenty; the annual appropriation now made for the University of Kentucky under the provisions of subsection five of section four thousand six hundred and thirty-six-c, Kentucky Statutes, edition one thousand nine hundred and fifteen. The tax herein provided for the two normal schools shall be in lieu of the appropriation made for the support of said schools in subsections twenty-nine, thirty-five and thirty-six of section four thousand five hundred and thirty-five-a and in section four thousand five hundred and thirty-five-b of the Kentucky Statutes, edition one thousand nine hundred and fifteen. The tax herein provided for the University of Kentucky and the normal schools shall be paid monthly, when and as collected, to the treasurers of these institutions in the amount set forth in this section, and shall be used by

the University of Kentucky and the normal schools for their maintenance and support, and when sufficient sums shall have accumulated in the treasuries thereof, it may be used for the erection of buildings and the purchase of land and equipment.

§ 6. Within the last six months of the year 1925, the Commissioners of the Sinking Fund shall sell in manner hereinafter provided bonds of the face value of $20,900,000.00; in the last six months of the year 1926 bonds of the face value of $14,700,000.00; in the last six months of the year 1927 bonds of the face value of $13,200,000.00; in the last six months of the year 1928 bonds of the face value of $13,200,000.00; and in the last six months of the year 1929 bonds of the face value of $13,000,000.00.

Before any of the said bonds shall be sold, said commissioners shall advertise once in each of the four weeks preceding the day of sale in three (3) newspapers of general circulation in Kentucky and in some recognized financial journal published in the city of New York, for bids therefor, and all bids shall be in writing and sealed, and on the day fixed therefor shall be publicly opened by the Commissioners of the Sinking Fund at a place designated in the advertisement for bids. None of said bonds shall be sold at less than par and accrued interest and the advertisement for bids shall so state. Said bonds shall be sold to the highest and best bidder, and said commissioners shall have the right to reject any and all bids. Any premium and accrued interest received shall go into the sinking fund provided by this act for the payment of said bonds and interest. On the sale of said bonds, all matured coupons shall be detached and destroyed by the Sinking Fund Commissioners and a record made of such destruction.

The cost incurred by the Commissioners of the Sinking Fund in advertising for bids and in making the sales of said bonds shall be certified by said commissioners to the Auditor

of Public Accounts for payment, and shall be paid out of the general revenues of the state.

§ 7. The Commissioners of the Sinking Fund may invest any amounts received by them for the sinking fund provided by this act in interest-bearing obligations of the United States or in the purchase of the bonds authorized by this act, or they may deposit said amounts in any state or national bank or trust company of Kentucky, but not more in any one bank or trust company than the amount of its paid-in capital. No other form of investment may be made of or for said sinking fund..

§ 8. The department or institutions named below shall be entitled respectively to receive of the proceeds of sale of said bonds the sums following in the installments and for the purposes hereinafter stated, to-wit:

The Department of State Roads and Highways, to be used by the State Highway Commission for the purpose and in the manner in section 9 of this act more fully set forth, the sum of fifty million dollars ($50,00,000.00) in five installments of ten million dollars ($10,000,000.00) each, to be paid in the last six months of each of the years 1925, 1926, 1927, 1928 and 1929.

The Commissioners of the Sinking Fund of Kentucky, the sum of six million dollars ($6,000,000.00) in one installment, to be paid before January 1, 1926, and to be used by said commissioners to pay the outstanding warrants of the Commonwealth and the interest thereon, to the relief of the other funds of the Commonwealth.

The State Board of Charities and Corrections, for the acquisition of new property and equipment and for the improvement by original construction, reconstruction and repair of any of the properties under their charge the sum of five million dollars ($5,000,000.00) in five installments of one million dollars ($1,000,000.00) each, to be paid in the last six months of each of the years 1925, 1926, 1927, 1928 and 1929:

The University of Kentucky, for the acquisition of new property and equipment, and for the improvement by original construction, reconstruction and repair of any of its properties the sum of five million dollars ($5,000,000.00) in five installments of one million dollars ($1,000,000.00) each, to be paid in the last six months of each of the years 1925, 1926, 1927, 1928 and 1929.

The State Board of Education, the following sums, for the purposes and in the installments stated respectively:

(a) Five million dollars ($5,000,000.00) in five installments of one million dollars ($1,000,000.00) each, to be paid in the last six months of each of the years 1925, 1926, 1927, 1928 and 1929, to be used for the purposes and in the manner in section 10 of this act more fully set forth.

(b) Two million dollars ($2,000,000.00) for the acquisition of new property and equipment for, and for the improvement by original construction, reconstruction and repair of any of the properties of the State Normal Schools at Richmond, Bowling Green, Murray and Morehead, in installments of one million dollars ($1,000,000.00) each, to be paid in the last six months of each of the years 1925 and 1926, of which two million dollars ($2,000,000.00) the sum of five hundred thousand dollars ($500,00.00) shall be used for each of said four institutions:

(c) One million dollars ($1,000,000.00) in installments of five hundred thousand dollars ($500,000.00) each, to be paid in the last six months of each of the years 1925 and 1926, and to be used in part for the acquisition of new property and equipment for, and for the improvement by original construction, reconstruction and repair of, the properties of the Kentucky Normal and Industrial Institute for Colored Persons, at Frankfort, and in part for the establishment and equipment of a new normal school for colored people, to be located in the western part of the state.

The Director of the Kentucky Geological Survey shall be entitled to receive the sum of four hundred thousand dol-

lars ($400,000.00) in four installments of one hundred thousand dollars ($100,000.00) each, to be paid in the last six months of each of the years 1925, 1926, 1927 and 1928, and to be used for the making of a topographical map and geological and other surveys of the state.

The Kentucky School for the Blind shall be entitled to receive the sum of $150,000.00 in one installment, to be paid in the last six months of the year 1925, and to be used for the purpose of acquisition of new property and equipment and for the improvement by original construction, reconstruction and repair of any of its property.

The Kentucky School for the Deaf shall be entitled to receive the sum of $100,000.00 in one installment, to be paid the last six months of the year 1925, and to be used for the purpose of acquisition of new property and equipment and for the improvement by original construction, reconstruction and repair of any of its property.

The State Board of Health shall be entitled to receive the sum of $350,000.00 to be paid in installments as follows: $50,000.00 in the last six months of the year 1925 and $100,000.00 in the last six months of each of the years 1926, 1927 and 1928, the same to be used for the purpose of tuberculosis sanitoria by the acquisition of new property and equipment or for the improvement by original construction, reconstruction and repair of any existing sanitoria.

The Commissioners of the Sinking Fund shall pay into the treasury, in the manner now or hereafter provided by law, the respective amounts of such proceeds as defined above, to the credit of the several departments as defined above, and said funds shall be withdrawn by each department in the manner now or hereafter provided for the withdrawal of moneys appropriated respectively to each of said departments. The Auditor and Treasurer shall keep the accounts of each of said departments so as to show the amount, entered as debit and credit, arising from budget appropriation, separate from that arising from proceeds of bonds.

The Commissioners of the Sinking Fund shall pay out the six million dollars above provided in satisfaction of state warrants and interest in the manner now or hereafter provided by law.

§ 9. (a) Out of the $50,000,000.00 which the Department of State Roads and Highways is entitled to receive under this act there shall first be paid the indebtedness owing by the Commonwealth to the various counties on account of the roads constructed under state aid laws in force prior to the passage of chapter 17 of the Acts of the General Assembly of 1920.

(b) Eighty per cent of that portion of said bond money left after the payment of said state aid indebtedness shall by the State Highway Commission be apportioned to and expended in the completion of the primary system of state highways as defined in section 5 of said chapter 17 of the Acts of 1920 in the following manner: One-third in ratio which the area of each county bears to the total area of the state, as shown by United States geological survey; one-third of the ratio which the population of each county bears to the total population of the state, as shown by the federal census of 1920; and one-third in ratio which the mileage of said primary system of state highways in each county bears to the total mileage of the said primary system in the state. If, under this system of apportionment to the various counties of the state, it should be found that there has been allotted to any county more than enough to complete the entire mileage of the primary system of state hightways laid out in that county by the provisions of said section 5, chapter 17, of said Acts of 1920, then any excess remaining after the completion of said primary system in said county shall be used by the State Highway Commission in completing the primary system of state highways at such places outside of said county as in the judgment of the commission may be wise.

Twenty per cent of that portion of said bond money left after the payment of said state aid indebtedness shall be

used by the State Highway Commission for purpose of connecting up and completing the entire primary system of state highways herein referred to, and may be expended by State Highway Commission for said purposes at such places in said primary system and in such counties as in the judgment of the commission is best calculated to carry out the purposes of this act.

(c) The term "complete," as used in this section of this act, shall include the terms construct, reconstruct, repair and improve, and the term "completion" as used herein shall include construction, reconstruction, repair and improvement, provided, however, that no money derived from the sale of any of the bonds authorized by this act shall ever be used to improve, repair or reconstruct any road which was originally constructed or has once been improved, repaired or reconstructed by the use of funds derived from the sale of said bonds.

(d) In order that no delay in road construction may ensue pending the vote hereinafter provided for, and the issual and sale of bonds authorized by this act, any work hereafter done on the primary system of roads by the state and any county jointly, the contract for which work is actually left after December 31, 1924, shall be taken, treated and regarded as part of the work done under the provisions of this act, and any funds expended by any county on such work shall be refunded and returned to said counties, respectively, without interest, from the amount allotted to be expended in such county under the provisions of clause (b) of this section of this act.

§ 10. The five million dollars which the State Board of Education is entitled under paragraph (a) of section 8 of this act to receive shall be used by said board for the purpose and in the manner following, to wit:

(1) One million dollars for the construction of elementary school buildings in counties, towns or cities other than cities of the first, second, third and fourth classes, pro-

vided such counties, towns and cities are unable, in the judgment of the State Board of Education, to construct such buildings, after levying the maximum school tax allowed by law.

(2) One million dollars for the purpose of constructing, reconstructing or enlarging high school buildings in counties which are unable, after levying the maximum school tax allowed by law, to maintain their high schools up to the minimum standard required by the State Board of Education, and for supplementing, in the discretion of the State Board of Education, the salaries of superintendents, principals, supervisors and high school teachers, in counties which levy such maximum tax.

(3) One million dollars, in the discretion of the State Board of Education, for the equalization of teachers' salaries in counties, towns and cities other than cities of the first, second, third and fourth classes, such counties, towns and cities being limited to those which levy the maximum school tax allowed by law.

(4) Two million dollars to create a perpetual loan fund, to be loaned by the State Board of Education for the promotion of consolidation and providing school buildings and equipment.

Of each yearly installment of the aforesaid five million dollars, one-fifth shall be used as directed by each of paragraphs (1), (2) and (3) of this section and two-fifths as directed by paragraph (4).

§ 11. This act shall be submitted to the people at the general election to be held in November, 1924. It shall be the duty of the Secretary of State to cause this act to be published four times in two newspapers of general circulation published in the state, and he shall also cause to be published at the same time and in the same manner the fact that the indebtedness authorized in this act shall be submitted to the people for their approval or rejection at the general election aforesaid. Such publication shall bear the title "Notice of

Election," and shall be made so that the last publication shall be at least ninety days preceding the day of the election aforesaid. The Secretary of State shall cause to be included at the foot of said publication the statement that the act will be submitted to the voters of the Commonwealth at said regular election to be held in the month of November, 1924

This act shall be submitted to the voters in the manner provided by section 1459 of the Kentucky Statutes, edition of John D. Carroll of 1915, and the following is the form of the question to be placed upon the ballots:

Are you in favor of the act of the Legislature of Kentucky, entitled "An act to provide for the execution and sale of seventy-five million dollars ($75,000,000.00) of bonds of the Commonwealth, fixing the time when they shall be sold and the use of the proceeds thereof, and providing for the payment of the principal and interest upon said bonds to the end that they may be extinguished within thirty years, and providing for the submission of this act to the voters at the general election to be held on November 4, 1924?"

It shall be the duty of the Secretary of State, not less than forty days before the November election, 1924, to certify to the county court clerk of each county the question herein directed to be submitted, and it shall be the duty of the county court clerks to have the said question, as certified by the Secretary of State, indicated on the ballot as herein provided. The votes cast for and against this act shall be counted, canvassed and certified to the State Board of Election Commissioners in the same manner as the votes cast for any officer elective by the voters of the whole state. In all other particulars the election shall be conducted in the same manner as other general elections are conducted. If it shall be found that a majority of the votes cast on the question are in favor of the act, then all the provisions of this act, other than those contained in this section, shall become operative on and including the first day of January, 1925. The result of the

election, as soon as certified, shall be proclaimed by the Secretary of State by publication in two daily newspapers of general circulation in this Commonwealth. The expenses incurred by the Secretary of State in the publications herein provided for shall be by him certified to the Auditor and paid out of the general expenditure fund.

§ 12. The word "year" as used in this act means calendar year, unless otherwise expressly stated.

§ 13. Inasmuch as it is important that the utmost time be allowed for the consideration of a measure of the public importance of this act, an emergency is declared to exist with respect to the section hereof which provides for the submission of this act to the voters of the state for their approval or rejection, and said section shall become effective immediately upon the passage of this act by the General Assembly and its approval by the Governor. The remainder of this act, if approved by the people, shall become effective on and including the first day of January, 1925.

The amendments proposed by said committee are as follows, viz.:

Amend section 1, lines 10 and 11, as follows:

Strike out the words "each of the five issues of bonds provided for in section 5 hereof;" insert in lieu thereof the words "all of said bonds."

(1) Amend section 3, lines 13 and 14, by striking out same entirely and substituting in lieu thereof the following:

"(c) The aggregate amount of the direct tax yielded by the three and forty-five hundredths thirtieths direct ad valorem tax of the revenue act of 1924 for the construction, reconstruction, maintenance and repair of roads and highways, and for the payment of the interest on and for the creation of a sinking fund for the liquidation of state bonds issued for roads and other purposes."

(2) Amend section 3, lines 24 and 25, by striking out the words, "imposed by section 4 of this act and by all acts

amendatory, or in lieu thereof, by which said tax is not decreased."

(3) Amend section 3 by striking out lines 26, 27, 28 and 29 and substituting therefor the following:

"(c) The aggregate amount of the direct tax yielded by the three and forty-five hundredths thirtieths direct ad valorem tax of the revenue act of 1924 for the construction, reconstruction, maintenance and repair of roads and highways, and for the payment of the interest on and for the creation of a sinking fund for the liquidation of state bonds issued for roads and other purposes."

Amend by striking out the whole of sections 4 and 5.

(1) Amend section 6, line 1, by changing figure 6 to 4 so that it will be entitled section 4.

(2) Amend section 6, line 8, by changing period to semicolon and adding the following words:

"Provided, however, that only so many bonds shall be sold during any of the above periods as shall be necessary to accomplish the purposes of this act in the opinion of the Commissioners of the Sinking Fund, based upon the certifiicates of the institutions, departments and other arms of the government entitled to the proceeds of said bonds; and provided further that in case the full amount of bonds authorized to be sold during any of the periods mentioned above shall not have been sold, said unsold bonds may be included in the amounts to be sold in any succeeding period in the discretion of said Commissioners of the Sinking Fund as above, and if any bonds remain unsold after December 31, 1929, they may be sold by said commissioners at such times thereafter as they may see fit."

Amend section 7, lines 6 and 7, so as to read:

"But not more in any one bank or trust company than the amount of its unimpaired paid-in capital and surplus."

Amend section 7, line 1, by changing "section 7" to "section 5."

(1) Amend section 8, line 1, by changing "section 8" to "section 6."

(2) Amend section 8, lines 6 and 7, by striking out the words "in section 9 of" and inserting in lieu thereof the words "hereinafter in."

(3) Amend section 8, line 33, by striking out the words "in section 10 of" and inserting in lieu of same "hereinafter in."

(4) Amend section 8, after line 73, by inserting the following new paragraph:

"The dates of all of the above payments, however, are conditioned upon the needs at said time of said institutions, departments and other arms of the government for the amounts of money therein mentioned; and in case said funds shall not be needed in whole or in part at the dates so mentioned the institution, department or other arm of the government herein designated to receive said funds shall certify said fact to the Commissioners of the Sinking Fund, and in that event the amount of bonds to be sold by the Sinking Fund shall be adjusted accordingly, and the payment to the agency to receive said funds shall be deferred accordingly."

Amend section 9, line 1, by changing "section 9" to "section 7."

(1) Amend section 10, line 1, by changing "section 10" to "section 8."

(2) Amend section 10, line 2, by striking out the words "under paragraph (a) of section 8 of this act" and insert-

ing in lieu thereof the words "in five installments of one million dollars ($1,000,000.00) each."

Amend section 11, line 1, by changing "section 11" to "section 9."

Amend section 12, line 1, by changing "section 12" to "section 10."

Amend section 13, line 1, by changing "section 13" to "section 11."

No. 8. Amend H. B. 37, line 36, page 5 of the printed bill, by inserting after the figures "1920" and before the word "and," the following words and figures:

"as amended by the Acts of 1922 and the Acts of 1924."

No. 9. Also amend line 11, page 12 of the said printed bill, by inserting after the figures "1920" the following words and figures:

"as amended by the Acts of 1922 and the Acts of 1924."

No. 10. Also amend line 22, page 12 of said printed bill, by inserting after the figures "1920" the following words and figures:

"as amended by the Acts of 1922 and the Acts of 1924."

Said amendments were each and severally agreed to.

Mr. Perryman offered the following amendment therefor by way of substitute therefor, viz:

House Bill No. 268. An act authorizing the incurring of an indebtedness by the Commonwealth of Kentucky of fifty million dollars ($50,000,000.00) for the purpose of constructing, improving, repairing, reconstructing and complet-

ing the primary system of state highways, as defined in section 5, chapter 17, of the Acts of the General Assembly of 1920, and in this act described, and for the purpose of paying the indebtedness owing by the Commonwealth to the various counties thereof on account of roads constructed under the state aid plan; authorizing the issue and sale of bonds in the amount of fifty million dollars ($50,000,000.00) in evidence thereof and providing for the levy and collection of an annual tax to retire said bonds within thirty years (30) and pay all interest thereon; appropriating and setting aside for the purpose of paying the interest on said bonds and retiring same at maturity, all funds received from the automobile license tax, the retail gasoline tax, and the three cent ad valorem road tax, and all funds collected under any laws amendatory of or in addition to the laws imposing said taxes, to the extent that said funds are necessary for that purpose; appropriating fifty million dollars ($50,000,000.00) for the purpose of constructing, improving, repairing, reconstructing and completing said primary system of state highways, and for the purpose of paying said state aid road indebtedness, providing the method of submitting this act to a vote of the people for their approval or rejection and defining the duties of the officers charged with the carrying out of the provisions of this act.

Whereas, the General Assembly at its regular session in 1920 created and established a primary system of state highways, which is fully set out and described in section 5, chapter 17, of the Acts of the General Assembly of 1920, and hereinafter described, and

Whereas, with the present road funds available to the State Highway Commission, it will require a long period of years in which to construct said system of state primary roads, and at the same time discharge the indebtedness owing by the Commonwealth to the various counties on roads constructed under the old state aid plan; and,

Whereas, the income of the State Highway Commission

from licenses on motor vehicles, provided for by chapter 90 of the Acts of the General Assembly of 1920, the income from the license tax paid on all gasoline sold at retail in the state, as provided for by chapter 93 of the Acts of the General Assembly of 1920, and the income from the three cents ad valorem tax on each one hundred dollars in value of all property assessed for state taxation for the benefit of the state road fund, as provided in chapter 4 of the Acts of the General Assembly of 1918, are in the aggregate sufficient to pay the interest on and create a sinking fund which will retire fifty million dollars ($50,000,000.00) in bonds within a period of thirty (30) years; and,

Whereas, there is a great demand throughout the Commonwealth for the completion of said primary system of state highways, as aforesaid, within the earliest possible time; and,

Whereas, the General Assembly is of the opinion that the voters of the Commonwealth should be given an opportunity to determine whether an indebtedness shall be incurred in the sum of fifty million dollars ($50,000,000.00) for the purpose of constructing and completing said primary system of state highways, and for the purpose of paying said state aid indebtedness; now, therefore,

Be it enacted by the General Assembly of the Commonwealtn of Kentucky:

§ 1. That if and when this act is approved by the voters of the Commonwealth of Kentucky at an election to be held as hereinafter provided, the Commissioners of the Sinking Fund of the Commonwealth of Kentucky are hereby authorized and directed to issue and sell bonds of the Commonwealth of Kentucky in the principal sum of fifty million dollars ($50,000,000.00) for the purpose of securing funds for the construction and completion of the primary system of state highways, as set out and described in section 5, chapter 17, of the Acts of 1920, and described as follows:

Project No. 1. From Wickliffe to Springfield via Bard-

well, Mayfield, Benton, Eggner's Ferry, Fenton, Cadiz, Gracy, Hopkinsville, Elkton, Russellville, Bowling Green, Glasgow, Edmonton, Greensburg, Campbellsville and Lebanon.

Project No. 2. From Henderson to Guthrie via Dixon, Madisonville, Nortonville and Hopkinsville.

Project No. 3. From Louisville to Adolphus, via Bardstown, Hodgenville, Buffalo, Hardyville, Glasgow and Scottsville.

Project No. 4. From Winchester to Whitesburg, via Stanton, Campton, Jackson, Dwarf and Hazard.

Project No. 5. From Covington to Kentucky-Tennessee state line, near Manring, Tennessee, via Erlanger, Florence, Richwood, Walton, Crittenden, Williamstown, Georgetown, Lexington, Richmond, Mt. Vernon, London, Corbin, Barbourville, Pineville and Middlesboro.

Project No. 6. From Ashland to Pineville, via Catlettsburg, Louisa, Paintsville, Prestonsburg, Pikeville, Whitesburg and Harlan.

Project No. 7. From Bardwell to Kentucky-Tennessee state line, at Fulton, via Clinton.

Project No. 8. From Louisville to Wickliffe, via West Point, Tiptop, Bradenburg, Hardinsburg, Hawesville, Owensboro, Henderson, Morganfield, Marion, Smithland and Paducah.

Project No. 9. From Paducah to Kentucky-Tennessee state line, via Mayfield and Murray.

Project No. 9½. From Paducah to Bardwell, via Lovelaceville and Cunningham.

Project No. 10. From Owensboro to Smithland, via Calhoun, Central City, Greenville, Nortonville, Dawson Springs, Princeton, Eddyville, Kuttawa and from Princeton to Marion.

Project No. 11. From Owensboro to Tiptop, via Hartford. Pleasant Ridge, Morgantown, Bowling Green, Cave City, Bear Wallow, Munfordsville and Elizabethtown.

Project No. 12. From Owensboro to Elizabethtown, via Whitesville, Fordsville and Leitchfield.

Project No. 13. From Louisville to Florence, via Russell's Corner, Bedford, Milton, Carrolton and Warsaw.

Project No. 14. From Morgantown to Munfordsville, via Brownsville and Mammoth Cave.

Project No. 15. From Central City to Kentucky-Tennessee state line, at Geddes, via Cleaton, Bevier, Drakesboro, Lewisburg, Russellville and Franklin. To extend to Warren county line from Franklin, Simpson county, Kentucky.

Project No. 16. From Hardysville to Campbellsville, via Greensburg.

Project No. 17. From Louisville to Georgetown, via Shelbyville and Frankfort.

Project No. 18. From Louisville to Bardstown, via Taylorsville.

Project No. 19. From Russell's Corner to Williamstown, via LaGrange, New Castle, Pleasureville, Bethlehem and Gratz to Owenton.

Project No. 20. From Shelbyville to Ashland, via Lawrenceburg, Versailles, Lexington, Paris, Millersburg, Blue Lick, Mayslick, Maysville, Ribolt, Vanceburg and Greenup.

Project No. 21. From Newport to Paris, via Alexandria, Falmouth and Cynthiana.

Project 21½. From Augusta to Newport, via Gertrude, Johnsville, then to some point on the pike leading from Foster to Lenoxburg, then with said pike to Lenoxburg to Caddo, to the most feasible point on Project No. 21.

Project No. 22. From Lawrenceburg to Kentucky-Tennesse state line at Isham, Tennessee, via Harrodsburg, Danville, Stanford, Somerset and Whitley City and Stephens Mill.

Project No. 23. From Nicholasville to Kentucky-Tennessee state line, near Huntersville, via Lancaster, Stanford, Hustonville, Liberty, Jamestown, Sewellton, Seventy Six and Albany.

Project No. 24. From Somerset to Columbia, via Jamestown.

Project No. 25. From Campbellsville to Richmond, via Lebanon, Perryville, Danville and Lancaster.

Project No. 26. From Frankfort, via Versailles, Troy and Brooklyn Bridge to Harrodsburg.

Project No. 27. From Stanford to Albany, via Crab Orchard, Mt. Vernon, Somerset, Burnside and Monticello.

Project No. 28. From London to Greenup, via Manchester, Hyden, Hazard, Hindman, Lackey, Salyersville, West Liberty, Sandy Hook and Grayson.

Project No. 29. From Richmond to West Liberty, via Irvine, Beattyville and Jackson.

Project No. 30. From Richmond to Pineville, via McKee, Manchester and Red Bird.

Project No. 31. From Beattyville to Manchester, via Booneville.

Project No. 32. From Paris to West Liberty, via Mt. Sterling and Frenchburg.

Project No. 33. From Owingsville to Mayslick, via Flemingsburg.

Project No. 34. From Paintsville to Salyersville.

Project No. 35. From Corbin to Kentucky-Tennessee state line, at Jellico, via Williamsburg.

Project No. 36. From Pikeville to West Virginia state line near Williamson.

Project No. 37. From Bowling Green to Willow Shade, via Scottsville and Tompkinsville.

Project No. 38. From Middlesboro to Cumberland Gap.

Project No. 39. From Pikeville to Louisa, via Inez.

Project No. 40. From Albany to Glasgow, via Burkesville, Willow Shade and Summer Shade.

Project No. 41. From Elizabethtown to Columbia, via Hodgenville and Greensburg.

Project No. 42. From Murray to Eggner's Ferry, near Fenton.

Project No. 43. From Vanceburg to Flemingsburg, via Petersville.

Project No. 44. From Taylorsville to Lawrenceburg, via Bloomfield.

Project No. 45. From Central City to Hartford, via Rockport and McHenry, and from Hartford, via Fordsville to Hardinsburg.

Project No. 46. From Carrollton to West Point, via New Castle, Shelbyville, Taylorsville and Shepherdsville.

Project No. 47. From Bardstown to Ashland, via Springfield, Harrodsburg, South Elkhorn, Lexington, Winchester, Mt. Sterling, Owingsville, Morehead and Grayson.

Project No. 48. From Augusta to Blue Lick, via Brooksville and Mt. Olivet.

Project No. 49. From Georgetown to Warsaw, via Stamping Ground, Bethany, Owenton, Bromley, Poplar Grove and Glencoe.

Project No. 50. From Richmond to Paris, via Winchester.

Project No. 51. From Columbia to Kentucky-Tennessee state line, near Willow Grove, Tennessee, via Burkesville.

Project No. 52. Scottsville to Franklin.

Project No. 53. From Cave City to Mammoth Cave.

Project No. 54. From Mayfield to the Kentucky-Tennessee state line near Reelfoot Lake, via Fulton and Hickman.

Project No. 55. From Dutch Fish Trap Bridge to Dawson Springs, via Alton, Madisonville, Erlington.

Project No. 56. From Harlan to Virginia state line near Hubbard Springs, and from Poor Fork, via Benham and Lynch to Virginia state line, near Appalachia, Virginia.

Project No. 57. From Williamstown to Maysville, via Falmouth, Caddo and Brooksville.

Project No. 58. From Brownsville to Hardinsburg, via Leitchfield.

Project No. 58½. From Georgetown to Brooksville, via Cynthiana, Claysville, Milford.

Project No. 58¾. From Cynthiana to intersect the Maysville and Lexington turnpike road at a point between Carlisle and Millersburg.

Project No. 59. From Carrollton to Sanford's Pond, via Worthville, Wheatley and New Liberty.

Project No. 59½. From Nicholasville, via Valley View to Richmond from LaGrange to Shelbyville, via Chestnut Grove.

Project No. —. From Frankfort to Owenton, via Bloomfield, Swallowfield, mouth of Margadore, Cedar Creek, Monterey and Cedar Hill.

Project No. —. Fram Carlisle to Sharpsburg to Owingsville.

Project No. —. From Covington to Paris, via Independence, Nicholson, Fishburg and Falmouth.

Project No. —. From Campbellsville to Bedford.

And for the purpose of paying the indebtedness owing by the Commonwealth of Kentucky to the various counties on account of roads constructed under the state aid laws in force prior to the approval by the Governor of chapter 17, of the Acts of 1920. Said bonds shall bear such rate of interest as the Commissioners of the Sinking Fund may de termine, not exceeding five per cent per annum, to be evilenced by coupons attached to the bonds, payable semi-annually from the date thereof. Said bonds shall be sold for not less than par value thereof and accrued interest and shall mature serially and shall be dated, executed and sold from time to time all as hereinafter provided. Each of said bonds shall be in the denomination of one hundred dollars ($100.00) or some multiple thereof, as may be determined by the Commissioners of the Sinking Fund.

Said bonds shall be engraved or lithographed or printed under the supervision and direction of the Commissioners of the Sinking Fund, and shall be signed by the Governor of

the Commonwealth of Kentucky in his official capacity, and countersigned by the Secretary of State in his official capacity, who shall affix thereto the great seal of the Commonwealth. Interest coupons bearing the facsimile signature of the Governor and Secretary of State shall be attached to said bonds. Any bonds or coupons so executed shall be valid, although before delivery thereof the term of office of the officials signing such bonds or coupons shall have terminated. Said bonds both as to principal and interest, shall be payable in gold coin, of the present standard of weight and fineness at such place or places as the Commissioners of the Sinking Fund may designate. Said bonds may be registered as to principal only or as to both principal and interest upon the books provided for that purpose at the office of the Auditor of Public Accounts, upon payment of a registry fee of twenty-five cents (25c) on each one thousand dollars principal amount thereof and said bonds may be interchangeable as to denominations all upon such terms and conditions as may be prescribed by the Commissioners of the Sinking Fund. After the execution of any of the bonds provided for in this act, and before the delivery to the purchaser thereof, they shall be deposited with the State Treasurer for safekeeping. All of said bonds shall be exempt from state, county, municipal and district taxation.

§ 2. Before any of said bonds shall be sold the Commissioners of the Sinking Fund shall advertise for bids therefor, once in each week for four weeks preceding the sale in three newspapers published and of general circulation in the state, and in some recognized financial journal published in the city of New York, and all bids shall be in writing and sealed, and on the day fixed therefor shall be publicly opened by the Commissioners of the Sinking Fund at a place designated in the advertisement for bids. Such publication may be made in a daily or weekly newspaper, provided that if published in a daily newspaper, such publication shall be made on the same day of each week. The cost incurred by

the Commissioners of the Sinking Fund in advertising for bids shall be certified by the Commissioners of the Sinking Fund to the Auditor of Public Accounts for payment, and paid out of the general revenues of the Commonwealth. Said bonds shall be sold to the highest and best bidder, and the right reserved to reject any and all bids.

§ 3. Not more than ten million dollars ($10,000,000.00) in the aggregate of said bonds shall be issued within the first year, after the approval of this act by the voters of the Commonwealth in the manner herein provided; not more than ten million dollars ($10,000,000.00) in the aggregate of said bonds shall be issued within the second year after such approval; not more than ten million dollars ($10,000,000.00) in the aggregate of said bonds shall be issued within the third year after such approval; not more than ten million dollars ($10,000,000.00) in the aggregate of said bonds shall be issued within the fourth year after such approval; not more than ten million dollars ($10,000,000.00) in the aggregate of said bonds shall be issued within the fifth year after such approval; but, if at the end of the fifth year after such approval, all of the bonds have not been issued as herein provided, the remainder thereof may be issued in the years following, as the needs thereof may appear. The periods of issuance herein provided for shall be computed from the first of January following the election at which this act is approved by the voters of the Commonwealth.

§ 4. Eight million dollars ($8,000,000.00) of said bonds in the aggregate shall be due and payable five years (5) after the first day of January following the approval of this act by the voters of the Commonwealth; one million dollars ($1,000,000.00) in the aggregate of said bonds shall be due and payable each year at the end of six, seven, eight, nine and ten years, respectively, after the first day of January following such approval; one million two hundred and fifty thousand dollars ($1,250,000.00) in the aggregate of said bonds shall be due and payable each year at the end of eleven, twelve, thir-

teen and fourteen years, respectively, after the first day of January following such approval; one million five hundred thousand dollars ($1,500,000.00) of said bonds in the aggregate shall be due and payable each year at the end of fifteen, sixteen, seventeen and eighteen years, respectively, after the first day of January following such approval; one million seven hundred and fifty thousand dollars ($1,750,000.00) in the aggregate of said bonds shall be due and payable each year at the end of nineteen and twenty years, respectively, after the first day of January following such approval; two million dollars ($2,000,000.00) in the aggregate of said bonds shall be due and payable each year at the end of twenty-one, twenty-two and twenty-three years, respectively, after the first day of January following such approval; two million two hundred and fifty thousand dollars ($2,250,000.00) in the aggregate of said bonds shall be due and payable each year at the end of twenty-four and twenty-five and twenty-six years, respectively, after the first day of January following such approval; two million five hundred thousand dollars ($2,500,000.00) in the aggregate of said bonds shall be due and payable at the end of twenty-seven years after the first day of January following such approval; two million seven hundred and fifty thousand dollars ($2,750,000.00) in the aggregate of said bonds shall be due and payable each year at the end of twenty-eight and twenty-nine years, respectively, after the first day of January following such approval; one million seven hundred and fifty thousand dollars ($1,750,000.00) in the aggregate of said bonds shall be due and payable at the end of thirty years after the first day of January following such approval.

§ 5. Such bonds shall be a direct obligation of the Commonwealth of Kentucky, and the full faith and credit of the Commonwealth of Kentucky is hereby pledged for the payment of said bonds and interest thereon, and each year after this act becomes fully effective, and until all of said bonds shall have been retired, there shall be included in and

added to the tax levied for state purposes such a direct annual tax as shall be necessary and sufficient to pay the interest annually as it shall accrue on each and every bond issued under the provisions of this act, and also to pay and discharge the principal of such bonds at par value as such bonds respectively fall due, and within thirty years from the date thereof, and the respective amounts of such annual tax so levied are hereby appropriated for that specific purpose; provided, however, that on and after the date this act becomes fully effective, all money paid into the state road fund on account of registration fees on motorcycles, passenger automobiles, trucks or vehicles of any description and chauffeurs; and all money paid into the state road fund on account of a tax on gasoline or other motor fuel, sold at retail in this state; and all money paid into the state road fund on account of the annual ad valorem tax of three cents on each one hundred dollars of property assessed for taxation in the Commonwealth of Kentucky, all as now provided by law or as such existing laws may be amended or supplemented, shall first be appropriated and used for the purpose of paying off and discharging annually the interest then due on said bonds and the principal thereof as same becomes due and payable; and all sums received by the state road fund from said sources from and after the date this act becomes effective are hereby appropriated and shall be set aside and inviolably held for the payment of said indebtedness, both principal and interest; and the General Assembly, in fixing the rate of said direct annual tax shall make proper allowance and reduction for all money received by the state road fund from the above mentioned sources, and herein appropriated and set apart for the payment of interest and principal of said indebtedness; and no direct annual tax shall be levied or collected for the payment of such indebtedness in any year in which a sufficient amount of money from said sources has been received and set apart to pay the interest as it shall accrue on said bonds for that year, and also to provide a sinking fund

in such amount as said twelve months' period should ratably bear, for the retirement of said bonds as they mature. Any sum received from said sources in any year in excess of the sum necessary to pay the interest due on said bonds for that year, and to create that year's proportionate part of the sinking fund for the future retirement of the principal of said bonds as they fall due, shall be available to the State Highway Commission for maintenance of the primary system of state highways.

§ 6. Before this act shall take effect or the indebtedness herein authorized incurred, the question whether this act shall become effective shall be submitted to the legal voters of the Commonwealth of Kentucky at the regular general election to be held in the month of November, 1924. It shall be the duty of the Secretary of State to cause this act to be published once each week for four successive weeks in two newspapers of general circulation, published within the Commonwealth, and he shall cause to be included at the foot of said publication a statement that this act will be submitted to the legal voters of the Commonwealth at said regular general election to be held in the month of November, 1924. Said publication may be made in either a daily or weekly newspaper; provided, however, that if made in a daily newspaper the publication shall be made on the same day of each week and in either case the last publication shall be made not less than ninety days preceding the date of said regular general election.

This act shall be submitted to the legal voters of this Commonwealth for their approval or rejection by printing on the regular ballot to be used at said regular general election the following:

"Shall an act of the General Assembly of the Commonwealth of Kentucky, entitled 'An act authorizing the incurring of an indebtedness by the Commonwealth of Kentucky, of fifty million dollars ($50,000,000.00) for the purpose of constructing, improving, repairing, reconstructing and com-

pleting the primary system of state highways, as defined in section 5, chapter 17, of the Acts of the General Assembly of 1920, and in this act described, and for the purpose of paying the indebtedness owing by the Commonwealth to the various counties thereof on account of roads constructed under the state aid plan; authorizing the issue and sale of bonds in the amount of fifty million dollars ($50,000,000.00) in evidence thereof and providing for the levy and collection of an annual tax to retire said bonds within thirty (30) years and pay all interest thereon; appropriating and setting aside for the purpose of paying the interest on said bonds and retiring same at maturity, all funds received from the automobile license tax, the retail gasoline tax and the three cents ad valorem road tax, and all funds collected under any laws amendatory of or in addition to the laws imposing said taxes, to the extent that said funds are necessary for that purpose; appropriating fifty million dollars ($50,000,000.00) for the purpose of constructing, improving, repairing, reconstructing and completing said primary system of state highways, and for the purpose of paying said state aid road indebtedness; providing the method of submitting this act to a vote of the people for their approval or rejection and defining the duties of the officers charged with the carrying out of the provisions of this act,' which authorizes the incurring of an indebtedness of fifty million dollars ($50,000,000.00) on the faith and credit of the Commonwealth of Kentucky and the issuance of bonds in evidence thereof, for the purpose of constructing and completing the primary system of state highways and paying state aid road indebtedness, become effective?''

Two squares shall be printed on the ballots to the right of the question; one in favor of the approval of said act, which shall be designated by the word ''yes'' and one against the approval of this act, which shall be designated by the word ''no.''

It shall be the duty of the Secretary of State, not less

than forty days before the regular November election, to be held in the year 1924, to certify to the county court clerk of each county the question herein directed to be submitted, and it shall be the duty of the county court clerk to have said question as certified by the Secretary of State indicated on the ballot as herein provided. The votes cast for and against the approval of this act shall be counted, canvassed and certified to the State Board of Election Commissioners in the same manner as the votes cast for any officer elective by the voters of the whole Commonwealth. In all other particulars the election shall be conducted in the same manner as other general elections are conducted. If it shall be found that a majority of the votes cast on the question are in favor of the approval of this act, then all the provisions hereof shall become effective immediately. The result of the election shall be published by the Secretary of State in two daily newspapers of general circulation in this Commonwealth. The expenses incurred by the Secretary of State in the publications herein provided for shall be by him certified to the Auditor and paid out of the general expenditure fund.

§ 7. For the purpose of carrying out the provisions of this act, all funds derived from the sale of bonds herein provided for are hereby appropriated to the Department of State Roads and Highways, and shall be set apart to the credit of the state road fund for use in the construction, improvement, reconstruction, repair and completion of said primary system of state highways under the laws now governing the construction of said roads, and as such laws may be hereafter modified, re-enacted or amended and for the purpose of paying the indebtedness owing by the Commonwealth of Kentucky to the various counties of the state on account of roads constructed under state aid laws in force prior to the approval by the Governor of chapter 17 of the Acts of the General Assembly of 1920.

Eighty per cent of that portion of the proceeds of said bonds left after the payment of said state aid indebtedness

shall be apportioned and expended by the State Highway Commission in the construction of said primary system of state highways in the following manner: One-third in the ratio which the area of each county bears to the total area of the state, as shown by the United States Geological Survey; one third in the ratio which the population of each county bears to the total population of the state, as shown by the federal census of 1920, and one-third in the ratio in which the mileage of primary system of state highways in each county bears to the total mileage of primary system of state highways in the state, as laid out and defined in section 5, chapter 17, of the Acts of the General Assembly of 1920 and described in section one hereof. If under this system of apportionment to the various counties of the Commonwealth it should be found that there has been allotted to any county more than enough to complete the entire mileage of the primary system of state highways laid out in that county and described in section one hereof, then any excess remaining after the completion of said primary system in said county shall be used by the State Highway Commission in completing the primary system of state highways at such other points outside of said county as in the judgment of the commission may be wise.

Twenty per cent of that portion of the proceeds of said bonds left after the payment of said state aid indebtedness shall be used by the State Highway Commission for the purpose of connecting up and completing the entire primary system of state highways herein referred to, and may be expended by the State Highway Commission for said purposes at such places in said primary system and in such counties as in the judgment of the commissioner is best calculated to carry out the purposes of this act.

The purchasers of the bonds provided for in this act shall not be charged with any responsibility to see that the proceeds derived from the sale of said bonds are expended in the manner provided for in this act.

§ 8. The Commissioners of the Sinking Fund are hereby charged with the duty of seeing that all funds levied, collected and appropriated for the payment of the interest on said bonds, and for the retirement of said bonds at maturity, shall be applied to that purpose and no other. In the event this act is approved by the voters of the Commonwealth in the manner provided for in section 6 hereof, the said Commissioners of the Sinking Fund shall, on or before December 1st, 1924, certify to the Auditor of Public Accounts and the Treasurer of the Commonwealth of Kentucky, the amount necessary to be set aside out of the funds herein provided for, to meet the first twelve months' installment of interest to become due on said bonds, and to provide such a portion of the sinking fund required to be accumulated under this act as said twelve months period should ratably bear, and annually thereafter on or before the first day of July of each year, beginning July 1, 1925, said Commissioners of the Sinking Fund shall likewise certify to the Auditor of Public Accounts and the Treasurer of the Commonwealth of Kentucky, the amount which shall be set aside from said funds for the purpose of paying the interest on said bonds for the succeeding twelve months, and for the purpose of creating a sinking fund for the retirement of said bonds in such an amount as said twelve months period should ratably bear. Upon the receipt of such certificate it shall be the duty of the Treasurer immediately out of the funds levied and appropriated under this act, as soon as same are collected, to transfer the amount so certified on his books to the credit of the road bond fund, same to become immediately available on the order of the Commissioners of the Sinking Fund for the purpose of carrying out the provisions of this act.

§ 9. The term "to construct," as used in this act shall be construed to include the terms "to improve," "to repair," and "to reconstruct" and the word "construction" as used in this act shall be construed to include improvement, reconstruction and repair.

§ 10. In order that no delay in road construction may ensue pending the vote herein provided for, and the issue and sale of bonds, if authorized, any work hereafter done on the primary system of roads by the state and any county jointly, the contract for which work is actually let after this act is passed and approved, or becomes a law after approval, shall be taken, treated and regarded as part of the work done under the provisions of this act, and any funds expended by any county on such work shall be refunded and returned to said counties, respectively, without interest, from the amount allotted to be expended in such county under the provisions of section 7 of this act.

§ 11. It shall be unlawful for any one to obtain a contract under the provisions of this act, who is related by blood or marriage to any member of the commission having in charge any work or letting of any contracts for road building, road material and road machinery. Any one violating these provisions shall be fined not less than $500.00 or more than $5,000.00. Both the contractor and the commissioner shall be guilty.

§ 12. That portion of this act providing for the submission thereof to the legal voters for approval or rejection shall become effective immediately upon its passage by the General Assembly and approved by the Governor to the end that no question may be raised in respect of authority for such submission.

Said substitute was disagreed to.

The yeas and nays being required thereon by Messrs. Perryman and Strange, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	C. W. Bennett	J. O. Evans
T. H. Baker	E. J. Doss	W. R. Haselwood
J. H. Baughman	H. C. Duffy	L. J. Jeter

J. Roy Johnson	E. B. Miller	J. E. Robbins
Oscar Leibson	G. W. Morgan	C. W. Ryans
W. J. McMurry	G. L. Perryman	W. S. Tinsley
R. D. McMurtry	J. L. Richardson	F. E. Wilson

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Those who voted in the affirmative were—

W. L. Agee	H. M. Fultz	Chas. A. Nelson
A. J. Baldridge	O. C. Gartin	F. V. Nunnelly
L. D. Bax	T. H. Golden	E. E. Palmore
W. B. Belknap	J. E. Hadden	J. J. Patterson
Homer Beliles	H. C. Hawkins	H. A. Pulliam
J. E. Bickett	J. W. Howard	V. H. Redwine
S. A. Blackburn	R. O. Huntsman	J. F. Reed
W. M. Boling	Hector Johnson	Arthur Saunders
J. F. Bosworth	A. J. Jolly	G. W. Shadoan
W. J. Brandenburg	D. C. Jones	Lee L. Simons
W. B. Bush	H. J. Kegley	W. M. Simpson
Allen B. Cammack	T. H. King	Geo. W. Smith
J. G. Campbell	T. J. Knight	A. W. Stamper
R. J. Cain	John H. Lawson	F. L. Strange
Sherman Chasteen	I. T. Layman	H. Q. Thompson
Lee Clark	Leon P. Lewis	D. D. Thornberry
Sam Cole	Leroy Lewis	N. I. Toombs
F. W. Collings	Martin Light	J. Wood Vance
L. F. Coomes	J. T. Linton	M. E. Vaughan
J. L. Cushing	J. Will McFarlin	C. D. Vincent
B. F. Day	J. L. Manning	W. S. Wallen
G. Givens Dixon	J. W. Martin	E. C. Walker
J. R. Dorman	Harry Miller	W. D. Watkins
G. L. Drury	J. L. Morgan	C. Westerfield
Wm. M. Duncan	Wm. J. Moore	
D. E. Edwards	E. D. Morris	

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Mr. Howard moved that the consideration of the Orders of the Day be postponed until after the matter under consideration be disposed of.

Said motion was agreed to.

The hour of twelve o'clock meridian having arrived,

Mr. Strange moved that the House do now recess for one hour.

Said motion was disagreed to.

Mr. Walker moved the previous question.

The Speaker then stated, "shall the main question be now put?"

The vote being taken thereon it was decided in the affirmative.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	F. W. Collings	T. H. King
A. J. Baldridge	L. F. Coomes	T. J. Knight
L. D. Bax	J. L. Cushing	John H. Lawson
W. B. Belknap	B. F. Day	I. T. Layman
Homer Beliles	J. R. Dorman	Leon P. Lewis
J. E. Bickett	H. M. Fultz	Leroy Lewis
J. F. Bosworth	O. C. Gartin	J. L. Manning
W. J. Brandenburg	T. H. Golden	J. W. Martin
W. B. Bush	J. W. Howard	Harry Miller
J. G. Campbell	R. O. Huntsman	J. L. Morgan
R. J. Cain	Hector Johnson	Wm. J. Moore
Sherman Chasteen	A. J. Jolly	E. E. Palmore
Lee Clark	D. C. Jones	V. H. Redwine
Sam Cole	H. J. Kegley	J. F. Reed

C. W. Ryans	H. Q. Thompson	W. D. Watkins
Lee L. Simons	J. Wood Vance	C. Westerfield
W. M. Simpson	C. D. Vincent	
Geo. W. Smith	W. S. Wallen	—52

Those who voted in the negative were—

W. B. Ardery	J. E. Hadden	F. V. Nunnelly
T. H. Baker	W. R. Haselwood	J. J. Patterson
J. H. Baughman	H. C. Hawkins	G. L. Perryman
C. W. Bennett	L. J. Jeter	H. A. Pulliam
S. A. Blackburn	J. Roy Johnson	J. L. Richardson
W. M. Boling	Oscar Leibson	J. E. Robbins
Wm. H. Bornhorst	Martin Light	Arthur Saunders
Allen B. Cammack	J. T. Linton	G. W. Shadoan
G. Givens Dixon	J. Will McFarlin	A. W. Stamper
E. J. Doss	W. J. McMurry	F. L. Strange
G. L. Drury	R. D. McMurtry	D. D. Thornberry
H. C. Duffy	E. B. Miller	W. S. Tinsley
Wm. M. Duncan	G. W. Morgan	N. I. Toombs
D. E. Edwards	E. D. Morris	M. E. Vaughan
J. O. Evans	Chas. A. Nelson	E. C. Walker

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Mr. Howard, of the Committee on Bond Issues, moved that the title of said bill be amended so as to read as follows, viz.:

Amend title so as to read as follows:

"An act to provide for the execution and sale of seventy-five million dollars ($75,000,000.00) of bonds of the Commonwealth, fixing the time when they shall be sold and the use of the proceeds thereof, providing for the application of public funds to the payment of the principal and interest upon said bonds and to the maintenance of roads, to the end that said bonds may be extinguished within thirty years and said roads maintained in the meanwhile, and providing for the submission of this act to the voters at the general election to be held on November 4, 1924."

Resolved, that the title thereof be as last above aforesaid.

Mr. Howard moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

By unanimous consent Mr. Walker introduced a bill of the following title, viz.:

H. B. 424. An act relating to streets and alleys.

Which was ordered printed and referred to the Committee on Kentucky Statutes.

Mr. Miller moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, FEBRUARY 13, 1924.

The House was opened with prayer by the Reverend I. W. Wilcox, of the Presbyterian church, Southern Assembly, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	L. D. Bax	S. A. Blackburn
W. B. Ardery	W. B. Belknap	W. J. Brandenburg
T. H. Baker	Homer Beliles	W. B. Bush
A. J. Baldridge	C. W. Bennett	Allen B. Cammack
J. H. Baughman	J. E. Bickett	R. J. Cain

Sherman Chasteen	Hector Johnson	E. E. Palmore
Lee Clark	A. J. Jolly	J. J. Patterson
Sam Cole	D. C. Jones	H. A. Pulliam
F. W. Collings	H. J. Kegley	J. F. Reed
L. F. Coomes	T. H. King	J. E. Robbins
J. L. Cushing	I. T. Layman	C. W. Ryans
B. F. Day	Oscar Leibson	Arthur Saunders
J. R. Dorman	Leon P. Lewis	G. W. Shadoan
E. J. Doss	Martin Light	Lee L. Simons
G. L. Drury	J. T. Linton	W. M. Simpson
H. C. Duffy	J. Will McFarlin	Geo. W. Smith
Wm. M. Duncan	W. J. McMurry	A. W. Stamper
D. E. Edwards	J. L. Manning	F. L. Strange
G. W. Eller	J. W. Martin	W. S. Tinsley
J. O. Evans	J. W. Martin	N. I. Toombs
O. C. Gartin	E. B. Miller	M. E. Vaughan
T. H. Golden	G. W. Morgan	W. S. Wallen
J. E. Hadden	J. L. Morgan	E. C. Walker
W. R. Haselwood	Wm. J. Moore	W. D. Watkins
H. C. Hawkins	E. D. Morris	C. Westerfield
J. W. Howard	Chas. A. Nelson	F. E. Wilson
L. J. Jeter	F. V. Nunnelly	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Golden, of the Committee on Enrollments, reported that they had examined and found correctly enrolled bills of the following titles, viz.:

H. B. No. 5. An act to provide for the construction of sewers in cities of the third class, and to provide for the payment for same and repeal subsection 8 of section 3289, Kentucky Statutes, relating thereto.

H. B. No. 42. An act providing that whoever furnishes work or labor, material or supplies, fixtures, machinery or other thing of value to the lessee holding or owning a leasehold or any right conferred by any lease relating to oil, gas or other minerals, in the development or improvement of

such leasehold or the entire interest of the lessee for such work or labor, material or supplies, fixtures or machinery or other thing of value and providing method for the enforcement of such lien.

Thereupon all other business was suspended, said bills were read at length and compared in open House and thereupon the Speaker, in open session, and in the presence of the House, affixed his signature thereto.

Ordered, that the Enrolling Clerk deliver said bills to the Senate.

After a time the Enrolling Clerk delivered the original and enrolled bills, duly signed by the President of the Senate, into the possession of the Chief Clerk of this House.

Ordered, that the Chief Clerk of this House deliver said enrolled bills to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

Mr. Richardson moved that the privileges of the floor be extended to Mr. Wright Kelly, former member of this House.

Said motion was agreed to.

Mr. Howard moved that the privileges of the floor be extended to Mr. Emery Frazier, former member of this House.

Said motion was agreed to.

Mr. Gartin moved that the rules be suspended and that

the House take up for consideration from the Orders of the Day a bill entitled:

H. B. No. 55. An act to create the Thirty-seventh Judicial District of Kentucky; to provide for the holding of courts in said Thirty-seventh Judicial District and provide for the appointment of a judge and Commonwealth's Attorney for said Thirty-seventh Judicial District of Kentucky, so as to establish a circuit court district in Boyd county, a county of the said Twentieth District; to provide for holding a court of continuous session in said Twentieth Judicial District, and continuing the present judge and Commonwealth's Attorney thereof in office as such.

Said bill is as follows, viz.:

Whereas, giving due regard to territory, business and population as required by the Constitution, and it appearing from census of population taken in January, 1920, in Boyd county, Kentucky, that said county has a population of more than forty thousand (40,000) inhabitants, and that the city of Ashland, a city in said county, as shown by the said census has a population of more than twenty thousand (20,000) inhabitants, and the General Assembly from said census and other evidence presented to it hereby finding that said Boyd county now has a population of more than forty thousand inhabitants, and that Ashland, a city therein, has a population of more than twenty thousand inhabitants, and that on account of the rapid growth of population in said county, and increase of litigation therein, the criminal and civil dockets in said county have become congested, and it is now impracticable for the circuit judge of the Twentieth Judicial District, as said district is now constituted, to dispose of said litigation and continue to dispose of same without unreasonable delay and accumulation of cost, in remedy whereof, therefore:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the Thirty-seventh Judicial District be and the same is hereby created and shall consist of the counties of Greenup and Lewis.

§ 2. That the Twentieth Judicial District shall consist of the county of Boyd.

§ 3. There is established in the Twentieth Judicial District a court of continuous session to be organized and conducted under the laws of the State of Kentucky, governing circuit courts of continuous session.

§ 4. That the time of holding terms of circuit court in said Thirty-seventh Judicial District shall be and are fixed as follows:

Lewis county, at Vanceburg. First Monday in January and continuing eighteen juridical days; third Monday in April and continuing twelve juridical days; fourth Monday in September and continuing eighteen juridical days.

(b) Greenup county, at Greenup. Fourth Monday in January and continuing eighteen juridical days; second Monday in May and continuing eighteen juridical days; third Monday in July and continuing twelve juridical days; third Monday in October and continuing twenty-four juridical days.

§ 5. The Honorable William C. Halbert, present judge of the Twentieth Judicial District, shall be and remain during the term of office for which he was elected judge of the Twentieth Judicial District as changed by this act.

The Honorable John F. Coldiron, present Commonwealth Attorney of the Twentieth Judicial District, shall be and remain, during the term of office for which he was elected Commonwealth Attorney of the Twentieth Judicial District as changed by this act.

The Governor shall appoint a judge and Commonwealth Attorney of the Thirty-seventh Judicial District, as constituted by this act, who shall hold said offices until their suc-

cessors are elected and qualified at the regular November election in such district in the year 1924.

§ 6. All acts or parts of acts in conflict herewith are hereby repealed.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
V. H. Redwine
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen

E. C. Walker C. Westerfield F. E. Wilson
W. D. Watkins —82

Those who voted in the negative were—

J. Will McFarlin Chas. A. Nelson —2

Resolved, that the title thereof be as aforesaid.

Mr. Gartin moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Strange moved that the rules be suspended and that the House proceed to the report of standing committees.

Said motion was agreed to.

Thereupon the committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. Miller, of the Committee on Agriculture:

S. B. 124. An act regulating the sales of leaf tobacco at public auction in this Commonwealth.

By Mr. Redwine, of the Committee on Banks and Banking:

H. B. 316. An act relating to banks and fixing the annual state rate on the shares of stock of national banks, state banks and trust companies; prescribing by whom and to whom the taxes shall be paid and limiting the local rates of taxation thereon for county, city, town and school purposes, and providing for the distribution of the fund derived from such taxation; repealing and re-enacting, as amended, section 4092 of Kentucky Statutes, Carroll's edition, 1915; pro-

viding for a referendum if desired, and repealing all laws or parts of laws in conflict herewith.

By Mr. Drury, of the Committee on Court of Appeals:

H. B. 338. An act to increase the compensation of the clerical assistants of the judges and of each commissioner of the Court of Appeals and for that purpose to amend section 962A of the Kentucky Statutes, edition of John D. Carroll, of 1915.

By same:

S. B. 22. An act to repeal section 1 of chapter 221, entitled, "An act relating to courts of justice, which was approved June 20, 1893, being section 949 of Kentucky Statutes, and to substitute in lieu thereof the section herein enacted relating to the jurisdiction of the Court of Appeals.

By Mr. Knight, of the Committee on Cities of the Fifth and Sixth Classes:

H. B. 347. An act authorizing counties of the state of Kentucky containing cities of the fifth class to establish county hospitals and issue bonds for purchase of hospital sites, construction and maintenance of same and providing a tax levy for hospital expenses and maintenance and providing for.

By Mr. Toombs, of the Committee on Fish and Game:

H. B. 341. An act relating to game birds and game animals, and to amend chapter 122, Acts 1920, sections 6 and 16, for the protection of deer, wild turkey, pheasants and Hungarian partridges.

By same:

H. B. 164. An act repealing section 5 of chapter 122 of the Acts of the General Assembly of Kentucky, same being "An act for the protection of game birds and game animals; fixing open and closed seasons for the same; fixing the bag limit for birds and animals killed in open season; prohibiting the snaring of rabbits at any time, and providing a penalty for the violation of this act.

By same:

H. B. 163. An act to amend section 1954b-11, Kentucky Statutes, Carroll's Statutes of 1915, vol. 111, being the supplement of 1918, and relating to the trapping, taking, shooting or killing of fur bearing animals.

By Mr. Bax, of the Committee on Municipalities:

H. B. 293. An act to enable cities of the first class to establish a teachers' retirement system.

By same:

S. B. 13. An act entitled an act to repeal an act entitled "An act authorizing cities of the first class and second class to create a city planning commission, with power to make a survey and plan of the city and of land contiguous or related thereto; to provide for the regulation of the height, area and use of buildings and for zoning of city and with power to approve the recording of plots and subdivision of land."

By same:

S. B. 55. An act to enable any city of the first class, having a municipal university, to make provisions for such university by issuing bonds, and providing how the university

shall proceed in making any additions or imuprovements contemplated by the act.

By Mr. Boling, of the Committee on Public Health:

S. B. 3. An act to amend and re-enact chapter 42A, section 1599A, subsection 8 and subsection 1 of subsection 8 of Carroll's Kentucky Statutes, 1915 edition, entitled: "An act to repeal and re-enact an act entitled, an act to establish a State Board of Embalming, defining the duties thereof; to provide for the better protection of life and health, and to prevent the spread of contagious diseases; to regulate the practice of embalming and undertaking in connection with the care and disposition of the dead, and to provide a penalty for the violation thereof."

By Mr. Strange, of the Committee on Public Roads and Highways:

H. B. 214. An act establishing and designating the Ohio River Road, leading from Covington to Ashland, via Newport, Bellevue, Dayton, Silver Grove, Melbourne, California. Mentor, Foster, Augusta, Dover, Maysville, Vanceburg and Greenup, a part of the primary system of state highways, adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920; which is now article 2, Section 4356T-5, Carroll's Statutes, edition of 1922; said project to be known as the Inglis Highway, in honor of the first white woman in Kentucky.

By same:

H. B. 249. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as

project No. —, extending from Morehead by way of Sandy Hook to Louisa.

By same:

H. B. 297. An act to amend chapter 79 of the General Assembly of 1922, as approved by the Governor March 23, 1922, entitled: "An act establishing a road running from Barbourville, Knox county, via Loudon, via Williamsburg, via Bond, Jellico, via Jellico Creek, via Cross Roads to Pine Knot, in McCreary county, Kentucky, as a state primary road, and designating said road as project No. 22A.

By same:

H. B. 274. An act establishing a road from a point on project No. 6, at or near the mouth of Laurel creek, Boyd county, Kentucky, to a point on project No. 47, at Cannonsburg, Boyd county, Kentucky, and designating said road as project No. 6½.

By same:

H. B. 303. An act to amend project No. 37 of section 5 of chapter 17 of the Acts of 1920, entitled: An act relating to roads and bridges.

By same:

H. B. 353. An act to amend section 4356t-5 of Carroll's Kentucky Statutes, 1922 edition, by adding thereto to project No. 7½, relating to the system of primary state roads.

By same:

H. B. 53. An act establishing a road from a point on

project No. 5, at or near Binghamtown, a village near the northern city limits of Middlesboro, Kentucky, to a point on the Kentucky-Tennessee line, at or near Pruden, Tennessee, by way of the Stony Fork branch of Yellow creek and Fonde, Kentucky, and designating said road project as project No. 5A.

By same:

H. B. 110. An act relating to roads and highways, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. —, beginning at a point on the Harrodsburg and Lexington turnpike near Russell's Cross Roads and extending to High Bridge, in Jessamine county, via Wilmore, and making the same a part of the primary system of state highways.

By same:

H. B. 165. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky, 1920, by adding thereto, as project No. —, extending from Smithland via Calvert City via Benton to Murray.

By same:

H. B. 284. An act to establish project No. 28½ in the primary system of state highways.

By same:

H. B. 371. An act establishing and making the road leading from Owensboro via Sorgho, West Louisville, St. Joseph and Beech Grove to Dixon, a part of the primary

system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

By same:

H. B. 312. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto, as project No. 15, extending from Bowling Green to the Simpson county line, via L. & N. pike.

By same:

H. B. 345. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920.

By same:

H. B. 183. An act to amend section 4356t-5, Kentucky Statutes, relating to public roads, project No. 29 of the primary road system.

By same:

H. B. 267. An act to amend project No. 8 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and road projects.

By same:

H. B. 154. An act amending chapter 17 of the Acts of 1920 and creating project No. —, extending from Shawneetown, Ill., through Morganfield, Boxville and Tilden to an intersection with project No. 2 of said chapter 17.

By same:

H. B. 96. An act relating to roads and highways.

By same:

H. B. 94. An act to amend project No. 9 of section 5, chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to roads and bridges, and creating the Department of State Roads and Highways, approved by the Governor March 16, 1920, and being section 4356t-5 of Carroll's Kentucky statutes, 1922.

By same:

H. B. 77. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and to amend chapter 95 of the Acts of the General Assembly of 1922, which is amendatory of the aforesaid section 4356t-5 of Kentucky Statutes, establishing project No. 10c, and to recreate project No. 10c.

By same:

H. B. 72. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges, and establishing a system of primary roads for the State of Kentucky, and making provisions for the establishment, construction and maintenance of the same.

By same:

H. B. 67. An act to amend and re-enact an act relating

to roads and bridges, in order to clarify section 5, project No. 21½ of the Acts of the General Assembly of 1920.

By same:

H. B. 61. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, of the 1920 session. Approved March 16, 1920. Which act relates to roads and bridges and the creation of the Department of State Roads and Highways, etc., by adding to said act project No. —, which shall run from Frankfort to Lawrenceburg, thence to Harrodsburg, Danville, Hustonville, Liberty, Russell Springs, Columbia, Edmonton and Glasgow, and to be known as the Capital Cities Highway.

By same:

H. B. 39. An act establishing as a part of the primary system of state highways, a road from Beattyville, Lee county, via Zachariah to Pine Ridge, Wolf county, and there intersecting the state primary road from Stanton to Campton, and designating said road as project No. 31a.

By same:

H. B. 38. An act establishing the road leading from LaGrange by way of Buckner, Pewee Valley and O'Bannon to Anchorage, and thence following the federal primary project to Middletown, where it connects with the state primary route No. 17, and making the same a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. 19½.

By same:

H. B. 4. An act to amend chapter 17 of the Acts of 1920 entitled "An act relating to roads and bridges."

By same:

H. B. 225. An act amending chapter 17, Acts 1920, relating to roads and bridges, by striking out the word "dwarf" from project No. 4, in said act, and inserting in lieu thereof the words "Chavies and Napfor," so that project No. 4, when so amended, will read as follows: "Project No. 4. Winchester to Whitesburg, via Stanton, Campton, Jackson, Chavies, Napfor and Hazard."

By same:

H. B. 245. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly, 1920, by adding thereto as project No. —, beginning at Barlow, Ballard county, and extending to Holloway Landing, on the Ohio river, in Ballard county, opposite Mound City, Illinois, and making the same a part of the state primary system of highways.

By same:

H. B. 212. An act to amend chapter 17 of the Acts of 1920 by adding project No. —, extending from Hawesville via Patesville to a point on project No. 12 near Fordsville.

By same:

H. B. 210. An act establishing and making the road leading from Burlington, the county seat of Boone county, Kentucky, to Florence, in Boone county, Kentucky, a part of the primary system of state highways of the Common-

wealth of Kentucky, and designating said road as project No. 5 A1.

By same:

H. B. 179. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Lancaster to Crab Orchard.

By same:

H. B. 7. An act authorizing the Clark County Construction Company, a corporation, created and existing under the laws of Kentucky, to sue the State of Kentucky and the State Highway Commission of the State of Kentucky.

By same:

H. B. 189. An act relating to roads and highways.

With an amendment thereto by way of substitute therefor.

By same:

H. B. 301. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No —.

With an amendment thereto by way of substitute therefor.

By Mr. Duncan, of the Committee on Public Bridges:

H. B. 355. An act to amend, enlarge the powers, and re-enact section 853-A of the Kentucky Statutes (act of March 29, 1920), relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

The House took up for consideration from the Calendar bills of the following titles, viz.,

H. B. 18. An act to change and fix time of terms of courts in the Tenth Judicial District.

H. B. 185. An act to repeal and re-enact an act approved March 23, 1910, entitled "An act to amend section 1884 of chapter 52 of the Kentucky Statutes, Carroll's edition of 1909, entitled 'Fiscal Courts.' "

H. B. 6. An act providing for vacation for county judge.

With an amendment thereto.

H. B. 216. An act relating to office and officers.

H. B. 129. An act to provide for a tax levy for municipal bond purposes in cities of the third class.

H. B. 161. An act providing for the adoption of a commission form of government for cities of the fifth and sixth classes, and providing a method by which the judicial func-

tions of such cities may be vested in the quarterly court and the police functions in the peace officers of the county.

H. B. 173. An act to amend subsection 35 of section 3290, Carroll's Statutes, 1915 edition, relating to the sale of franchises.

H. B. 334. An act to repeal and re-enact subsections 7 and 8 of section 4421A of the Kentucky Statutes, Carroll's edition of 1922, relating to the adoption, sale and distribution of school text books in cities of the first, second, third, fourth, fifth and sixth classes, and in independent graded school districts.

H. B. 291. An act requiring the teaching of the Constitution of the United States in the public and private schools of the state.

H. B. 273. An act amending and re-enacting section 3235A-1, 3235A-28 and 3235A-26 as amended by the act of the General Assembly, chapter 52, approved March 23, 1922, increasing the number of members of the Board of Education and relating to power to purchase site, issue of improvement bonds to be submitted to the people, and provisions concerning bonds and relating to duties and powers and incur ring indebtedness.

With an amendment thereto.

H. B. 232. An act to amend and re-enact section 9 of chapter 92 (Acts of 1920), being section 938b-9, Carroll's Kentucky Statutes, 1922 edition, relating to the reception, parole and discharge of children in connection with the operation and maintenance of an institution for the care of neglected, dependent, delinquent and other children, in counties having therein a city of the first class, so that under such section as amended, the board provided for in such act shall have

the authority to parole a child in his or her own home or in a free or boarding home, and so that such board can pay for the maintenance and support of such child.

H. B. 22. An act relating to the inspection of oils and fluids, and repealing sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216 and 2217, Kentucky Statutes, Carroll's edition of 1915.

With an amendment thereto by way of substitute therefor.

H. B. 332. An act to repeal sections 1 to 10 inclusive, of an act entitled "An act to further regulate the Bureau of Agriculture, Labor and Statistics," approved March 17, 1902, as amended by an act entitled "An act to further regulate the Bureau of Agriculture, Labor and Statistics, approved March 17, 1902, and being section 33a of the Kentucky Statutes," which was approved March 15, 1912, and being section 33-a of the Kentucky Statutes, Carroll's edition of 1922; and providing in lieu thereof for the reorganization of the Department of Agriculture, Labor and Statistics, including personnel, their salaries, qualifications, duties and penalties for interference and providing for an appropriation with which to carry out the objects of this act.

H. B. 169. An act to amend section 3 of chapter 33, Acts of the General Assembly, 1922, entitled an act to prohibit the manufacture, sale, transportation, possession or other disposition of spirituous, malt, vinous or intoxicating liquors, except for sacramental, medicinal, scientific purposes; to regulate the manufacture, transportation, sale, ownership, possession of apparatus designed for the manufacture of spirituous, vinous, malt or intoxicating liquors in the Commonwealth of Kentucky; to regulate the manufacture, sale and transportation of alcohol for non-beverage purposes; to pro-

vide a penalty for violation of the provisions of this act; to impose upon the Commonwealth's Attorneys additional duties in the enforcement of this act and to provide compensation therefor, conferring on quarterly courts, and the judges thereof, police courts and justice of the peace, concurrent jurisdiction with the circuit court in the trial of all offenses under the act where the punishment does not exceed a fine of three hundred dollars and imprisonment in the county jail not exceeding sixty days, and declaring an emergency to exist.

H. B. 255. An act requiring street railways in cities of the first class, operating in this Commonwealth, to employ a crew of not less than one motorman and one conductor on each car operated therein.

H. B. 351. An act requiring all persons, hospitals, sanatoriums and other places where sick and afflicted persons are treated and nursed for their health, to keep, provide and furnish for nursing and caring for all colored persons and negroes, treated, nursed and cared for in such institutions to furnish, provide and keep colored or negro nurses for all such colored or negro patients, and prohibiting the employment of white nurses for colored or negro patients, and providing penalties for failure so to do.

H. B. 335. An act defining the qualifications for admission or matriculation to medical colleges or colleges for medicine and surgery in this state, and providing that certificates or diplomas issued to graduates of medical colleges in this state shall authorize such graduate to practice medicine in this Commonwealth without further examination, provided same is filed with the secretary of the State Board of Health, and providing further, a penalty for violations of this act.

Ordered, that said bills be read the second time.

The constitutional provisions as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

Mr. Strange moved that the rules be suspended and that a bill entitled:

H. B. 350. An act appropriating $5,000 for the building of a road from Perryville battlefield and the erection of a caretaker's house,

Be taken from the hands of the Committee on Public Roads and Highways, to which it was originally referred, and that said bill be referred to Committee on Appropriations.

Said motion was agreed to.

Thereupon said bill was delivered by the Chief Clerk into the hands of the Committee on Appropriations.

A message was received from the Senate announcing that they had adopted the following concurrent resolution:

Be it resolved by the Senate of Kentucky, and the House of Representatives concurring:

That the Clerk of the Senate be instructed to notify Senator Oscar Underwood that the General Assembly of Kentucky will be pleased to hear him address the General Assembly on Monday, February 24, 1924, at two o'clock p. m.

Said resolution was then concurred in.

Mr. Nelson moved that the session of today be extended indefinitely.

Said motion was agreed to.

The hour of twelve-thirty o'clock having arrived, that being the hour set for the execution for the Special Order of the Day, the House took up for consideration a bill entitled:

H. B. 13. An act relating to revenue and taxation, repealing an act approved March 29, 1918, being chapter 122 of the Session Acts and also known as section 4223c-1, 4223c-2, 4223c-3, 4223c-4, 4223c-5, 4223c-6, 4223c-7, 4223c-8, 4223c-9, Vol. 111 of Carroll's 1915 Kentucky Statutes, and re-enacting same with certain amendments; fixing the annual tax rate on such oil and gas leases and rights as are either non-producing or under which crude oil is produced, together with all wells whereon and whose equipment, material and properties of every kind used or intended to be used in the development or operation of such walls, leases or rights, subject to taxation; fixing the date of assessment; prescribing by whom the tax shall be paid; limiting the local rate of ad valorem taxes on such property; providing for the distribution of the fund derived from such taxation; providing for the assessment, equalization and elections of the tax.

Said motion was agreed to.

Mr. Miller moved that the immediate consideration of said bill be postponed and that it be made a special order for next Tuesday, February 19, at eleven o'clock a. m.

Mr. Miller moved that the vote by which said bill was made a special order as aforesaid be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The hour of twelve o'clock meridian having arrived, that being the hour set for the execution of a Special Order of the Day, the House took up for consideration a bill entitled:

H. B. 239. An act to facilitate law enforcement by

authorizing injunction in restraint of gambling or wagering and punishment for violation of such injunction, and amending sections 1961, 3914B and 1329A of Carroll's Kentucky Statutes, and specifying the procedure of enforcing this law and giving to any citizens the right to institute proceedings for law enforcement.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1961 of Carroll's Kentucky Statutes be, and it is, amended by repealing and striking therefrom the following words, to-wit:

"Nor shall its provisions apply to who sell combination or French pools on any regular race track during the races thereon."

So that said section, as thus amended, shall read as follows, to-wit:

Section 1961. The change of the name of any of the games, banks, tables, machines or contrivances mentioned or included in the preceding section shall not prevent the conviction of any person violating the provisions thereof; but no prosecution shall be commenced under said section later than five years after the commission of the offense. An indictment for the violation of the preceding section may charge the accused in one count with any or all of the offenses mentioned or included therein.

§ 2. That section 3914b of Carroll's Kentucky Statutes be, and it is, amended by repealing and striking therefrom subsection 6 thereof, reading as follows:

"The provisions of the act shall not apply to enclosures during regular race meetings or such enclosures wherein horse racing is being conducted under license from the State Racing Commission, and it shall not apply to enclosures during regular race meetings wherein trotting and pacing races

are being conducted by regularly organized associations organized for that purpose."

So that said section, as thus amended, shall read as follows, to wit:

Section 3914b. It shall be unlawful for any person to provide, manage, maintain or keep any room, building, float, vessel or premises in this state, or to aid and abet others in so doing, wherein persons assemble and congregate to bet and wager money or other things of value on the result of any horse race, or any other contest between man or beast, run or to be decided in this state, or any other state or country, or advertised, posted or reported as having been run or to be run; or wherein any such money is bet or wagered or received and deposited to be transmitted elsewhere to another to so bet or wager, or wherein or whereat any money or other thing of value shall be received or paid for any ticket, lot, pool or chance on the result of any such horse race or races run or to be run in or out of the Commonwealth of Kentucky, or advertised, posted or reported as having been so run or to be run, and any person or persons who shall violate any provisions of this section shall, on conviction, be fined not less than one thousand ($1,000) dollars nor more than five thousand ($5,000) dollars and confined in the county jail not less than six (6) no more than twelve (12) months for each offense; and each day that such pool room, building, float, vessel or other premises is thus maintained, kept, operated or conducted shall constitute a separate offense.

2. It shall be unlawful for any person to act as the agent or employe of any other person or corporation in establishing, setting up, maintaining, keeping, operating or conducting any such room, building, float, vessel or premises as is defined in section 1 of this act; and any person who shall violate any provision of this section shall on conviction be confined in the county jail not less than six (6) months nor more than one year for each offense; and each day any person shall thus aid, abet or assist in maintaining, keeping,

operating or conducting such room, building, float, vessel or premises, or shall act as agent, or employe of any person or corporation, or firm or association in maintaining, keeping, operating or conducting same, shall constitute a separate offense.

3. It shall be unlawful for any person, firm, association or corporation, either as owner or agent, to let, lease or rent to any other person, firm, association or corporation, any such room, building, float, vessel, or premises to be used or occupied for any of the purposes defined in section 1 of this act, or as owner, or agent, to permit to be so used or occupied after receiving notice thereof; and any person, firm, association or corporation that shall violate any of the provisions of this section shall upon conviction be fined in any sum not less than one thousand ($1,000) dollars nor more than five thousand ($5,000) dollars for each offense, and each day such room, building, float, vessel or premises shall be so used or occupied shall constitute a separate offense.

4. It shall be unlawful for any persons to assemble, congregate or meet for any purpose as set out in section 1 of this act in any such room, building, float, vessel or premises, and the persons so assembled, congregating or meeting, shall be guilty of an unlawful assembly and upon conviction shall be confined in the county jail not less than ten (10) nor more than thirty (30) days.

5. It shall be the duty of the sheriff and all other officers vested with police power to suppress all such rooms, buildings, floats, vessels or premises as are defined in section 1 of this act, and any sheriff or other officer vested with police powers who shall willfully fail or refuse to enforce this act by arresting violators thereof shall, upon conviction, be imprisoned in the county jail not less than six (6) months nor more than one year, and a conviction of any such officer shall forfeit his office and render him ineligible to hold any other office in the gift of the Commonwealth.

§ 3. That section 1328a of Carroll's Kentucky Statutes

be, and it is, amended by repealing and striking therefrom the following language, to wit:

"The provisions of this act shall not apply to bets or wagers made within the enclosure of a race course or track licensed by the State Racing Commission during an authorized and licensed race meeting at such race track or course, and it shall not apply to bets or wagers made in an enclosure during regular meetings wherein running, trotting or pacing races are being conducted by associations regularly organized for that purpose."

So that section, as amended, shall read as follows, to wit:

It shall be unlawful for any person, either for himself or as agent or employe of another, to bet, wager or hazard money or anything of value on a horse race run or to be run or advertised, posted or reported as being run or about to be run, at any race track in or out of this state, and any person so offending shall upon conviction be confined in the county jail not less than one nor more than twelve months.

It shall be unlawful for any person either for himself or as agent or employe of another, to engage in the business or occupation of receiving, making, transmitting or negotiating, either in person or by messenger, or by telephone or telegraph, bets, wagers or hazards on horse races run or to be run or advertised, posted or reported as being run or about to be run at any race track in or out of this state, and any person so offending shall upon conviction, be confined in the county jail for a period of not less than one nor more than twelve months.

In any prosecution under this act, or in any investigation by an examining court or grand jury, it shall be no exemption for a witness that his testimony may incriminate himself, but no such testimony given by the witness shall be used against him in any prosecution except for false swearing or perjury, and he shall be discharged from liability for any violation of the law upon his part disclosed by his testimony,

nor shall any person against whom he testifies be permitted to prove similar violations upon the part of such witness.

In prosecutions under this act it shall not be incumbent upon the Commonwealth to prove that the horse race upon which the bet or wager was made was actually run; proof that the wager or bet was made upon what purported to be or what was advertised, reported, stated or understood to be a horse race shall be deemed sufficient to establish a prima facie case for the Commonwealth.

All laws or parts of laws in conflict herewith are hereby repealed.

§ 4. That the violations of any law against gambling, betting or wagering of any kind, and the suffering or permitting of gambling, betting or wagering of any kind upon or within any premises may be enjoined by any court of the Commonwealth having equity jurisdiction; and it shall be no objection to the granting of such relief that the thing complained of is a public offense or that there is an adequate remedy at law. Such injunction may be granted in an action brought in the name of the Commonwealth of Kentucky on relation either of the Attorney General of the state or of any Commonwealth's attorney or any county attorney proceeding in his proper circuit or county, or on relation of any private citizen of this state. The proceedings in such action shall be the same as in any other action for injunction, except that it shall not be necessary to execute any bond or show any injury or damage as a condition to the granting or continuing of any restraining order or injunction, preliminary or otherwise. A temporary restraining order without notice may be granted whenever the court or judge to whom the application is made shall consider this to be necessary or proper in order effectually to grant or secure the relief ultimately sought.

§ 5. The punishment for a violation of any restraining order or injunction granted hereunder shall be such fine or imprisonment in the county jail, or both such fine and impris-

onment as in the discretion of the court or judge fixing the punishment, shall be deemed reasonable and proper under the circumstances, without regard to the limitations of section 1291 of Carroll's Kentucky Statutes.

§ 6. This act shall be liberally construed in favor of the suppression of gambling, betting or wagering of any kind in this Commonwealth. And if any part of the act shall be held to be invalid, this shall not affect the validity of any other part of it, as it is the desire and purpose of the General Assembly to enact each separate provision of the act independently of whether any other provision therein is or is not valid.

§ 7. All laws or parts of laws in conflict herewith are hereby repealed.

Mr. Cole moved that said bill be recommitted to the Committee on Revenue and Taxation.

Said motion was disagreed to.

The ayes and nays being required thereon by Messrs. Cole and Jeter were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Wm. M. Duncan	J. L. Morgan
A. J. Baldridge	H. M. Fultz	Wm. J. Moore
L. D. Bax	O. C. Gartin	V. H. Redwine
J. E. Bickett	J. W. Howard	J. F. Reed
S. A. Blackburn	R. O. Huntsman	C. W. Ryans
Wm. H. Bornhorst	J. Roy Johnson	Lee L. Simons
J. F. Bosworth	A. J. Jolly	W. M. Simpson
W. J. Brandenburg	D. C. Jones	F. L. Strange
W. B. Bush	H. J. Kegley	H. Q. Thompson
J. G. Campbell	T. J. Knight	N. I. Toombs
Sam Cole	I. T. Layman	W. S. Wallen
F. W. Collings	Oscar Leibson	E. C. Walker
L. F. Coomes	J. L. Manning	W. D. Watkins
J. L. Cushing	J. W. Martin	C. Westerfield
J. R. Dorman	Harry Miller	
H. C. Duffy	G. W. Morgan	—46

Those who voted in the negative were—

W. L. Agee	J. O. Evans	F. V. Nunnelly
T. H. Baker	T. H. Golden	J. J. Patterson
J. H. Baughman	J. E. Hadden	G. L. Perryman
W. B. Belknap	W. R. Haselwood	H. A. Pulliam
Homer Beliles	H. C. Hawkins	J. L. Richardson
C. W. Bennett	L. J. Jeter	J. E. Robbins
W. M. Boling	Hector Johnson	Arthur Saunders
Allen B. Cammack	T. H. King	G. W. Shadoan
R. J. Cain	Leon P. Lewis	Geo. W. Smith
Sherman Chasteen	Martin Light	A. W. Stamper
Lee Clark	J. T. Linton	D. D. Thornberry
B. F. Day	J. Will McFarlin	W. S. Tinsley
G. Givens Dixon	W. J. McMurry	J. Wood Vance
E. J. Doss	R. D. McMurtry	M. E. Vaughan
G. L. Drury	E. B. Miller	C. D. Vincent
D. E. Edwards	E. D. Morris	F. E. Wilson
G. W. Eller	Chas. A. Nelson	—50

Mr. Bennett moved that the vote by which the House refused to recommit said bill to the Committee on Revenue and Taxation be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. H. Baughman	C. W. Bennett
T. H. Baker	W. B. Belknap	W. M. Boling
A. J. Baldridge	Homer Beliles	Allen B. Cammack

R. J. Cain	J. W. Howard	J. J. Patterson
Sherman Chasteen	L. J. Jeter	G. L. Perryman
Lee Clark	Hector Johnson	H. A. Pulliam
B. F. Day	J. Roy Johnson	J. L. Richardson
G. Givens Dixon	T. H. King	J. E. Robbins
E. J. Doss	Martin Light	G. W. Shadoan
G. L. Drury	J. T. Linton	Geo. W. Smith
D. E. Edwards	J. Will McFarlin	A. W. Stamper
G. W. Eller	W. J. McMurry	D. D. Thornberry
J. O. Evans	R. D. McMurtry	W. S. Tinsley
H. M. Fultz	E. B. Miller	N. I. Toombs
O. C. Gartin	G. W. Morgan	J. Wood Vance
T. H. Golden	E. D. Morris	M. E. Vaughan
J. E. Hadden	Chas. A. Nelson	C. D. Vincent
W. R. Haselwood	F. V. Nunnelly	F. E. Wilson
H. C. Hawkins	E. E. Palmore	

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Those who voted in the negative were—

W. B. Ardery	H. C. Duffy	J. L. Morgan
L. D. Bax	Wm. M. Duncan	J. F. Reed
J. E. Bickett	R. O. Huntsman	C. W. Ryans
S. A. Blackburn	A. J. Jolly	Arthur Saunders
Wm. H. Bornhorst	D. C. Jones	Lee L. Simons
J. F. Bosworth	H. J. Kegley	W. M. Simpson
W. B. Bush	T. J. Knight	F. L. Strange
J. G. Campbell	I. T. Layman	H. Q. Thompson
Sam Cole	Oscar Leibson	W. S. Wallen
F. W. Collings	Leon P. Lewis	E. C. Walker
L. F. Coomes	J. L. Manning	W. D. Watkins
J. L. Cushing	J. W. Martin	C. Westerfield
J. R. Dorman	Harry Miller	

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Resolved, that the title thereof be as aforesaid.

Mr. Bennett moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

At the hour of twelve-thirty o'clock p. m. Mr. Strange moved that the House do now recess for one hour.

Said motion was agreed to.

At the hour of one-thirty o'clock p. m. the Speaker resumed the Chair and called the House to order.

Mr. Robbins moved that the rules be suspended and that the House take up for consideration a bill entitled:

H. B. 251. An act to amend and re-enact sections 112-3 and 112-4 of the Kentucky Statutes, Carroll's edition, 1922, relating to the office of Attorney General, his assistant and clerical employes and providing for their compensation and expenses when called on business from the Capitol; abolishing the office of chief law clerk and creating in lieu thereof the office of Fourth Assistant Attorney General and fixing his salary.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That sections 112-3 and 112-4 of the Kentucky Statutes, Carroll's edition, 1922, relating to the office of Attorney General, his assistants and clerical employes, be, and the same is hereby, amended and re-enacted so that said sections when amended shall read as follows:

Section 112-3. Assistant and Employes—Appointment, Removal, Duties and Compensation of. The Attorney General shall have power to appoint for his department the assistants and employes hereinafter enumerated, who shall serve for the term for which he is elected, unless sooner removed by him. They shall perform such duties, not otherwise provided by law, as may be assigned them by the At-

torney General, as legal advisers for the several officers, departments and institutions of the Commonwealth, or in furtherance of the discharge of his duties.

There shall be a First Assistant Attorney General, who, in case of the absence or sickness of the Attorney General, shall perform the duties of the latter, and said First Assistant shall be more than thirty years of age, and shall have been a regular practicing attorney for eight years, and his salary shall be three thousand five hundred dollars per annum, payable monthly, out of the state treasury.

There shall be a Second Assistant Attorney General, who shall have the same qualifications as the First Assistant Attorney General, and receive the same salary, payable in the same way.

There shall be a Third Assistant Attorney General, who shall be over 26 years of age, and shall have been a regular practicing attorney for five years, who shall be paid a salary of twenty-four hundred dollars per annum, payable monthly out of the state treasury.

There shall be a Fourth Assistant Attorney General, who shall be over 26 years of age, and shall have been a regular practicing attorney for four years, and who shall be paid a salary of twenty-four hundred dollars per annum, payable monthly out of the state treasury.

Said First Assistant Attorney General, Second, Third and Fourth Assistants shall, before entering upon their respective duties, give a bond to the Commonwealth of Kentucky, to be approved by the Attorney General, conditioned upon their faithful discharge of their respective duties, and said bonds shall be filed with and kept by the Secretary of State.

The Attorney General is hereby authorized to employ such stenographic and other clerical help for the use and benefit of his department as in his judgment may be necessary for the proper conduct of his office, provided that the salaries of said stenographic and clerical help shall not ex-

ceed $6,000 per annum. The Attorney General is hereby authorganized to employ such help, and he will certify to the Auditor at the end of each month the amount due to such employes, and the Auditor shall draw a warrant upon the treasury in favor of such employes for the amounts so certified.

Section 112-4. Expenses Paid When Called on Business from Capitol—Attorney General and Governor to Approve. The Attorney General, First Assistant Attorney General and the Second, Third and Fourth Assistants shall be paid their actual and necessary expenses when called away from the State Capitol on business of the Commonwealth; but before a warrant shall be issued by the Auditor of Public Accounts therefor, there shall be filed in his office an itemized statement signed and verified by said assistants, and approved by the Attorney General, when it is the account of either assistants, and when it is the account of the Attorney General it shall be verified by him and approved by the Governor, showing the amount of expenses said Attorney General or assistants are entitled to receive.

The necessity for additional help and assistance in the conduct of the Attorney General's department is immediate and urgent and therefore an emergency is hereby declared to exist and this act shall take effect immediately after its passage.

Ordered, that said bill be read the third time.

The constitutional provisions as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
A. J. Baldridge
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
G. Givens Dixon
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
O. C. Gartin
T. H. Golden
J. E. Hadden
H. C. Hawkins
J. W. Howard
R. O. Huntsman
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
J. F. Reed
J. L. Richardson
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
A. W. Stamper
F. L. Strange
D. D. Thornberry
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins
C. Westerfield

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There voted in the negative—

L. J. Jeter

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Day moved that the rules be suspended and that the House take up for consideration a bill entitled:

H. B. 44. An act to repeal subsection 22 of section and to amend subsections 5, 6, 9, 15 of section 415b of said Statutes.

Together with amendments offered by the committee thereto.

Mr. Day moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

Mr. Simms moved that the rules be suspended and that the House take up for consideration the Orders of the Day.

Said motion was agreed to.

Thereupon the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 31. An act to amend and re-enact chapter 42a, section 1599a, subsection 8 and subsection 1 of subsection 8a of Carroll's Kentucky Statutes, 1915 edition, entitled: "An act to repeal and re-enact an act entitled an act to establish a State Board of Embalming; defining the duties thereof; to provide for the better protection of life and health and to prevent the spread of contagious diseases; to regulate the practice of embalming and undertaking in connection with the care and disposition of the dead, and to provide a penalty for the violation thereof."

Mr. Smith moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 101. An act to appropriate money for the erection of a poultry building on the Kentucky State Fair Ground.

Said bill is as follows, viz.:

H. B. No. 101. Whereas, the poultry industry is one of the largest in the state, and deserves recognition as such, and,

Whereas, there is urgent need for a permanent poultry building on the Kentucky State Fair Grounds, therefore:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

(1) That a permanent and suitable building be erected for the housing of poultry exhibits at the Kentucky State Fair.

(2) That for the purpose of the erection of such a building there be appropriated out of any money in the treasury not otherwise appropriated the sum of twenty-five thousand dollars.

Together with an amendment offered by the Committee on State Fair thereto by way of substitue therefor.

Said substitute is as follows, viz.:

An act to appropriate money for the erection of a poultry building and comfort station or stations on the Kentucky State Fair Grounds.

Whereas, the poultry industry is one of the largest in the state, and deserves recognition as such, and,

Whereas, there is urgent need for a permanent poultry building on the Kentucky State Fair Grounds, and,

Whereas, there is great need for further provision for the accommodation of the public in the way of sanitary comfort station or stations, therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1. That a permanent and suitable building be erected for the housing of poultry exhibits at the Kentucky State Fair and a comfort station or stations for the accommodation of the public.

2. That for the purpose of the erection of such poultry building and comfort station or stations there be appropriated out of any money in the treasury not otherwise appropriated the sum of thirty-five thousand ($35,000.00) dollars.

Said substitute was agreed to.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	E. J. Doss	T. J. Knight
L. D. Bax	G. L. Drury	I. T. Layman
W. B. Belknap	H. C. Duffy	Oscar Leibson
J. F. Bosworth	Wm. M. Duncan	Leon P. Lewis
W. J. Brandenburg	J. O. Evans	Leroy Lewis
W. B. Bush	O. C. Gartin	J. L. Manning
Allen B. Cammack	T. H. Golden	E. B. Miller
J. G. Campbell	J. W. Howard	Harry Miller
Sherman Chasteen	R. O. Huntsman	G. W. Morgan
Sam Cole	J. Roy Johnson	Wm. J. Moore
L. F. Coomes	A. J. Jolly	E. E. Palmore
J. L. Cushing	D. C. Jones	G. L. Perryman
G. Givens Dixon	T. H. King	J. F. Reed

J. L. Richardson	W. S. Tinsley	W. D. Watkins
J. E. Robbins	J. Wood Vance	C. Westerfield
C. W. Ryans	M. E. Vaughan	F. E. Wilson
Arthur Saunders	C. D. Vincent	S. W. Adams
G. W. Shadoan	W. S. Wallen	
Lee L. Simons	E. C. Walker	

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Those who voted in the negative were—

W. L. Agee	D. E. Edwards	J. L. Morgan
T. H. Baker	G. W. Eller	E. D. Morris
A. J. Baldridge	H. M. Fultz	Chas. A. Nelson
J. H. Baughman	J. E. Hadden	F. V. Nunnelly
Homer Beliles	W. R. Haselwood	J. J. Patterson
C. W. Bennett	H. C. Hawkins	H. A. Pulliam
S. A. Blackburn	L. J. Jeter	W. M. Simpson
W. M. Boling	Hector Johnson	Geo. W. Smith
R. J. Cain	H. J. Kegley	A. W. Stamper
Lee Clark	Martin Light	F. L. Strange
F. W. Collings	J. Will McFarlin	H. Q. Thompson
B. F. Day	W. J. McMurry	D. D. Thornberry
J. R. Dorman	J. W. Martin	N. I. Toombs

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Mr. Watkins moved that the title of said bill be amended so as to read as follows, viz.:

An act to appropriate for the erection of a poultry building and comfort station or stations on the Kentucky State Fair Grounds.

Said amendment was agreed to.

Resolved, that the title thereof be as last aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

The Chief Clerk produced and read the following communication and report from the Hon. McHenry Rhoads, Superintendent of Public Instruction, and chairman of the State Board of Vocational Training, viz.:

To the Honorable The Members of the Senate of Kentucky:

DEAR SIRS—Pursuant to statutory provision, I am transmitting herewith for your consideration a report of the Civilian Rehabilitation work for the past seventeen months.

The training of the disabled civilian for remunerative employment should not be confused with the work of the Veterans' Bureau.

The Vocational Education Board wishes respectfully to invite your attention to the sources of revenue, the brief discussions of important topics, the receipts, expenditures and results accomplished.

Very truly yours,

McHENRY RHOADS,
Chairman, State Board for Vocational Education.

ORGANIZATION

MEMBERS OF THE STATE BOARD FOR VOCATIONAL EDUCATION.

Retiring Board—*George Colvin, State Superintendent, Chairman; Thomas B. McGregor, Attorney General; Fred A. Vaughan, Secretary of State; Frank L. McVey, President, University of Kentucky; Thomas S. Tuley, Louisville Cotton Mills, Louisville; J. W. Bradner, Superintendent of Schools, Middlesboro.

Incoming Board—McHenry Rhoads, Superintendent-elect, Chairman; Frank E. Daugherty, Attorney General-elect; Emma Guy Cromwell, Secretary of State; Frank L. McVey, President, University of Kentucky; Thomas S. Tuley, Louisville Cotton Mills, Louisville; J. W. Bradner, Superintendent of Schools, Middlesboro; Margaret Vogler, Secretary.

*Resigned.

Administrative Staff—**George Ivan Barnes, Director of Vocational Education; S. E. Duff, Supervisor Civilian Rehabilitation; I. S. Mason, Supervisor Civilian Rehabilitation; Virgie Woford, Stenographer.

Since civilian rehabilitation is another step in compensation, it was suggested that some of the funds accrued from assessments from the Compensation Board be deflected to the Vocational Education Board to be used in matching federal funds for the purpose of civilian rehabilitation. The act of the 1922 Legislature made this possible. In matching the federal appropriation by the deflected funds from the Compensation Board civilian rehabilitation costs the taxpayer nothing, nor does it increase the insurance carrier's rates.

Eligibility—"Any one who, by reason of a physical defect or infirmity, whether from birth or b yacquired accident, injury or disease, is or may be expected to be totally or partially incapacitated for remunerative employment in industry or in a legitimate occupation, or who may reasonably be expected to be fit to engage in any occupation after completing the rehabilitation course," is eligible.

Individualness of Work—Any program of rehabilitation is necessarily individualistic. One must not only take the individual as he finds him but in order to be of any real service his entire background must be studied. Each case is a separate and individual one. His environment, previous training, handicap, health, mentality, desires, age, length of time since receiving the handicap, attitude toward receiving aid, availability of institution or teacher, these and many other factors make the work indeed individualistic. Not only this, but the supervisor must visit the trainee often in order to satisfy himself that the particular program decided upon is suitable and is being heartily entered into by the trainee. He must also satisfy himself that the school or agency giving

**Receives no salary from this fund.

the instruction can and desires to do the most for the trainee. A very important work of the supervisor is to keep the trainee from entering upon some program of work for which he is wholly unfitted. So individualistic is the work that often more harm than good is done by the supervisor trying to handle too many trainees.

Objectives of Trainees—By objective of trainee is meant the job or occupation for which the trainee is preparing himself. The handicap, health, age, previous training mentality, finance and desire of the handicapped person, determine in a large measure the objective of the trainee. The multiplicity of these different factors naturally call for a multiplicity of objectives. Another factor in determining the objective is the availability of training agencies. The following are some of the objectives for which handicapped persons are being trained.

Auto mechanics, oxy-acetylene welding, bookkeeping, shorthand, typing, mining, hemp shop worker, pressing, crafts, leather tuling, civil service, warehouseman, foil worker, weaving, cook, farmer, tailor, cobbler, printing, electrician, gardening, sewing, cabinet making, poultry, concrete work, broom making, mining foreman, salesmanship, teacher, foremanship, architectural drafting, telegraphy, building trade.

Maintenance of Trainees—Many states in accepting the federal rehabilitation act have set aside, in addition to the federal matching funds, certain funds for the maintenance of trainees. Kentucky made no provision for such maintenance. The board is not yet ready to say that this is not a wise provision. If the state doles out maintenance funds in addition to institutional charges, it may tend to deaden effect on the part of cooperating agencies and of trainees in their own behalf. Thus far in the work, very few if any have been unable to take advantage of training because of lack of maintenance fund. However, a considerable part of the supervisor's time has been taken in arranging for maintenance of trainees.

From the inception of the work to date, cooperating agencies have contributed $5,523.80 toward the maintenace of trainees, and, of course, much was contributed that the department has no way of ascertaining. In many instances handicapped persons applied their compensation toward maintenance while in training. In a number of instances the entire maintenance is covered by cooperating agencies.

Training Institutions—It is the purpose of the State Board for Vocational Education to use Kentucky institutions as far as is possible in training her handicapped. The principal institutions now in use are:

Berea College, Louisville Institute of Technology, Bowling Green Business University, University of Kentucky, University of Louisville, State Normal Schools, Louisville College of Pharmacy, business colleges in Lexington, Louisville, Paducah, Owensboro and elsewhere.

Many private schools are being utilized. The industrial and commercial establishments are too numerous to mention, but in each instance before the trainee is placed in such an establishment, the supervisor satisfies himself that the establishment is not only willing to give the trainee every advantage for learning, but that the establishment has equipment sufficient for giving the trainee the training in that particular line. The state board has been handicapped because of the lack of technical and trades schools. Correspondence courses are used only where no suitable institutions or teachers can be found. Correspondence stuly to be effective must be carefully supervised. Instruction by tutors while satisfactory where used, has not been employed extensively. Only in highly specialized work or in isolated districts is the tutor necessary.

Cooperating Agencies—By coperating agency is meant any institution, organization or individual assisting in any way in the rehabilitation of a handicapped person. The success or failure of any program of rehabilitation is largely determined by cooperating agencies. It is not feasible nor is

it intended that cooperating agencies should relieve the departments of their responsibility in determining the program of the trainee. By advertising the law, reporting cases ,sending application blanks, encouraging trainees, securing maintenance and placing trainees, these agencies have been of inestimable value. Among the many agencies found helpful are the following:

State Board of Health, county health nurses, county and city superintendents, Parent-Teacher Associations, school teachers, all state institutions, private institutions of all kinds, family service organization, Red Cross, Y. M. C. A., Y. W. C. A., Associated Charities.

Much help has been secured from the Workmen's Compensation Board.

COST PER CAPITA—The value of any product reduced to dollars and cents and time required to produce the same is the measure of its fitness and worth. The national cost for maintaining an individual in a charitable institution is $250.00, while the state cost is $192.55. Out of the 237 who have been placed in training, 83 rehabilitants have resulted as the finished product of this department at an average cost of $233.12 each in an average time of five months. The number in training at this time, owing to the diversity of trade objectives, will not exceed the average, but will require a longer time. The average cost per capita for the United States where the work is established averages $250.00 per individual.

Earnings of Rehabilitated Persons—The test of the wisdom of any rehabilitation program is the earning capacity of those trained. Since this department has functioned only a short time, it is impossible to state definitely the outcome of any case. However, statements as to salary will give some indication as to results. Many have been set up in businesses of their own, and the only statement we can give is that they seem to be successful. Those trained in business schools will average a little more than a hundred dollars

per month per person. Those trained as auto mechanics get from ninety to one hundred and twenty dollars per month. Those trained as teachers are receiving from six hundred and thirty to eighteen hundred dollars per year. In every case where the training program has been finished the trainee is making better wages than he did before receiving the accident.

Types of Trainees—N. W. Lady thirty years of age. Had undergone operation for removal of malignant growth on breast. Married. Has two children. Was placed in a school. Finished her course and is now teaching. Her rehabilitation cost the department only $76.20. She now has a desirable location at a fair salary.

W. G. G. This is a young man thirty-one years of age who sustained loss of right leg above knee. Had a fair education. Was placed in college during the summer term 1922 and continued with correspondence study work. Was closed June 16, 1923. Now principal of good school at salary of $150.00 per month. Entire rehabilitation cost the department $134.08.

W. J. M. Young man. Single. Twenty-one years of age. Sustained injury to right eye. When found by supervisor was doing a little work at a small post office. Was placed in business college and finished at cost to the department of $96.27. This man was placed with a coal company at good salary. Was transferred to a construction corporation as bookkeeper and stenographer at $170.00 per month.

P. H. Age 54. Has wife and five children dependent upon him for their support. When found by the supervisor had been out of a sanitarium about two months. Had been in hospital fifty weeks before he was discharged. An arrested case of T. B. At the time of his survey he had no work and was unable to secure any. He and his family were being supported by a charitable organization. In September, 1922, was placed in institution training for oxy-acetylene welding and auto mechanics. After seven months' training was plac-

ed temporarily with garage. He made good and after two months' time was placed permanently with oil company, having charge of their general repair at a salary of $120.00 per month. A charitable organization contributed $85.00 per month toward his maintenance during the entire time of his training period. He is now able to support his family on his own earnings. He has practically regained his health, being twenty pounds heavier than when he entered training. Cost to the rehabilitation department, $175.00.

FUNDS RECEIVED BY THE STATE BOARD FOR VOCATIONAL EDUCATION FOR CIVILIAN REHABILITATION.

*1921-1922—	Federal	State
First quarterly allotment	$5,738.96	
Second quarterly allotment	5,738.96	
Third quarterly allotment	5,738.96	$4,261.04
Fourth quarterly allotment	5,738.95	5,738.96
	$22,955.83	$10,000.00
1922-1923—		
First quarterly allotment	$5,738.95	$5,738.95
Second quarterly allotment	5,738.96	5,738.96
Third quarterly allotment	5,738.96	5,738.96
Fourth quarterly allotment	5,738.96	5,738.96
	$22,955.83	$22,955.83
1923-1924—		
First quarterly allotment	$9,276.95	$9,276.95
Second quarterly allotment	2,200.96	2,200.96
Third quarterly allotment	2,200.96	2,200.96
Fourth quarterly allotment	2,200.96	2,200.96
	$15,879.83	$15,879.83

*Inasmuch as the act making the appropriation did not become effective until June 13, 1922, no expenditures for that fiscal year were made, state moneys therefore reverted to the

state treasury, and federal moneys held over until the following year.

EXPENDITURES FOR VOCATIONAL REHABILITATION.

Expenditures for administration are for maintenance of two supervisors in Frankfort office. Expenditures for training for rehabilitants is done with various training agencies.

Administration	1922 1923	July '23 to Dec. '23	Total
Salaries of supervisors	$4,687.42	$2,708.30	$7,395.72
Salary of stenographer	1,100.00	500.00	1,600.00
Travel—supervisors	2,271.31	1,142.52	3,413.83
Communication—postage, T. T.	164.94	50.00	214.94
Printing	63.87	6.20	69.98
Supplies, paper, ink, pencils, etc.	51.70	.....	51.70
Total	$8,339.15	$4,407.02	$12,746.17
Training for Rehabilitants			
Tuition			
a. Educational institutions	$3,399.92	$7,324.65	$10,724.57
b. Indus. and Com. Estab.	7,347.20	451.52	7,798.72
c. Tutors	439.50	406.00	845.50
d. Correspondence courses	721.51	460.64	1,182.15
Instructional supplies (books, tablets, pencils, etc.)	1,774.17	1,274.34	3,048..51
Other expenditures for Rehab.			
a. Artificial appliances	5,251.00	1,466.48	6,717.48
b. Transportation	867.79	1,392.16	2,259.95
Total	$19,801.09	$12,775.79	$32,576.88

SUMMARY OF RESULTS.

July 1, 1922, to December 1, 1923.

Services rendered in Civilian Rehabilitation Work	In Training	Rehabilitated Cases
Sex—		
Males	181	64
Females	56	19
Totals	237	83
Age —		
Under 21	119	15
21-30	80	28
31-40	23	18
40-50	5	11
51 and over	10	11
Totals	237	83
Origin of disability—		
Employment accident	40	23
Public accident	56	24
Disease	112	28
Congenital	29	8
Totals	237	83
Nature of disability—		
Hand	9	4
Hands	2	0
Arm	14	3
Arms	1	0
Leg	108	40
Legs	24	10
Hand and arm	0	0
Hand and leg	1	0
Arm and leg	10	2
Multiple	21	4
Vision	4	2

Hearing	1	0
General Debility	1	0
Miscellaneous	41	18
Totals	237	83
Education—		
None	2	9
1-6	45	25
7-9	127	30
10-12	45	8
Other	18	11
Totals	237	83

Table-Summary of Results—Table-summary of results has several interesting and valuable studies. Of the total number placed in training 83 per cent are under thirty years of age, and 50 per cent are under 21 years of age. The department holds it better economic policy to rehabilitate a person with his whole productive life before him than to incur the same expenditures upon older rehabilitants.

In origin or disability 36 per cent arises from employment and public accidents; 47 per cent arises from disease, and 12 per cent from congenital causes.

In the matter of education, trainees in Kentucky rank high as compared with other states. Only .8 per cent have no education; 18 per cent are listed between grades 1 to 6; 53 per cent between grades 7 to 9; 18 per cent, grades 10 to 12, and 7 per cent beyond high school. It may be further noted that of the total number placed in training only 13 per cent have dropped the rehabilitation program.

Scope of the Work—The scope of the work of this department is indicated to a certain extent by the opening sentence of the 1923 report of the Kentucky Workmen's Compensation Board: "During the period covered by this report there has been reported to this department 24,000 accidents,

395 females and 23,605 males.'' There were 13,860 accidents reported as temporary total and 64 temporary partial. These, ordinarily, this department would not survey. Four hundred and fifty-three were reported as dismemberment cases. Of this number 70 per cent are eligible for rehabilitation.

It must not be inferred that only those cases reported to the Compensation Board constitute our entire list of eligibles. A very conservative estimate after much investigation places the number eligible for rehabilitation in Kentucky at 2,400 annually. With the limited finance and the large number of eligibles only the most worthy cases can and should be rehabilitated.

SUMMARY OF SUPERVISORS' WORK BY COUNTIES.

Name of County	Contracts	Surveys	In Training (all forms)	Pending action	Rehabilitated cases	Closures otherwise
Adair	2	1	1	0	0	0
Allen	0	0	0	0	0	0
Anderson	8	2	1	1	0	0
Ballard	18	5	3	2	0	0
Barren	10	5	3	2	0	0
Bath	2	0	0	0	0	0
Bell	10	0	0	0	0	0
Boone	1	1	0	1	0	0
Bourbon	7	5	5	0	0	0
Boyd	6	0	0	0	0	0
Boyle	3	0	0	0	0	0
Bracken	0	0	0	0	0	0
Breathitt	10	2	1	0	1	0
Breckinridge	12	6	3	2	0	1
Bullitt	7	2	2	0	0	0
Butler	10	1	0	1	0	0
Caldwell	7	3	0	0	1	2
Calloway	13	7	3	2	2	0
Campbell	6	0	0	0	0	0
Carlisle	7	0	0	0	0	0
Carroll	0	0	0	0	0	0

Name of County	Contracts	Surveys	In Training (all forms)	Pending action	Rehabilitated cases	Closures otherwise
Carter	12	2	2	0	0	0
Casey	0	0	0	0	0	0
Christian	13	7	2	3	1	1
Clark	9	7	3	1	3	0
Clay	0	0	0	0	0	0
Clinton	2	0	0	0	0	0
Crittenden	8	2	0	0	1	1
Cumberland	2	1	1	0	0	0
Daviess	32	22	18	2	1	1
Edmonson	7	2	1	0	0	1
Elliott	0	0	0	0	0	0
Estill	2	0	0	0	0	0
Fayette	71	27	13	2	12	0
Fleming	0	0	0	0	0	0
Floyd	18	0	0	0	0	0
Franklin	3	1	0	0	0	1
Fulton	9	4	1	1	0	2
Gailatin	0	0	0	0	0	0
Garrard	4	1	0	0	1	0
Grant	2	0	0	0	0	0
Graves	16	4	3	0	1	0
Grayson	15	4	2	1	0	1
Green	4	0	0	0	0	0
Greenup	4	1	0	1	0	0
Hancock	4	1	1	0	0	0
Hardin	7	0	0	0	0	0
Harlan	65	13	5	5	3	0
Harrison	5	3	0	1	2	0
Hart	6	2	0	1	0	1
Henderson	13	10	7	0	0	3
Henry	2	0	0	0	0	0
Hickman	8	1	1	0	0	0
Hopkins	11	6	2	2	1	1
Jackson	0	0	0	0	0	0
Jefferson	124	80	36	14	22	8
Jessamine	6	5	3	0	2	0
Johnson	9	0	0	0	0	0
Kenton	14	7	6	0	1	0
Knott	4	1	1	0	0	0

Name of County	Contracts	Surveys	In Training (all forms)	Pending action	Rehabilitated cases	Closures otherwise
Knox	17	1	1	0	0	0
Larue	1	0	0	0	0	0
Laurel	1	0	0	0	0	0
Lawrence	4	2	0	2	0	0
Lee	6	0	0	0	0	0
Leslie	5	2	2	0	0	0
Letcher	32	4	2	0	1	1
Lewis	5	2	0	0	1	1
Lincoln	1	1	1	0	0	0
Livingston	12	6	5	0	1	0
Logan	13	4	1	0	2	1
Lyon	6	2	2	0	0	0
Madison	20	18	16	0	2	0
Magoffin	1	1	1	0	0	0
Marion	3	2	0	2	0	0
Marshall	5	3	2	0	0	1
Martin	2	0	0	0	0	0
Mason	4	1	0	0	1	0
McCracken	65	36	17	4	9	6
McCreary	3	0	0	0	0	0
McLean	13	8	1	1	3	3
Meade	0	0	0	0	0	0
Menifee	0	0	0	0	0	0
Mercer	3	0	0	0	0	0
Metcalfe	3	2	1	1	0	0
Monroe	2	1	1	0	0	0
Montgomery	2	2	2	0	0	0
Morgan	5	2	1	1	0	0
Muhlenberg	25	9	4	1	0	4
Nelson	3	0	0	0	0	0
Nicholas	0	0	0	0	0	0
Ohio	24	12	7	3	1	1
Oldham	0	0	0	0	0	0
Owen	0	0	0	0	0	0
Owsley	1	1	1	0	0	0
Pendleton	2	0	0	0	0	0
Perry	52	21	12	2	3	4
Pike	34	4	1	3	0	0
Powell	3	0	0	0	0	0

Name of County	Contracts	Surveys	In Training (all forms)	Pending action	Rehabilitated cases	Closures otherwise
Pulaski	10	2	2	0	0	0
Robertson	0	0	0	0	0	0
Rockcastle	0	0	0	0	0	0
Rowan	2	2	2	0	0	0
Russell	0	0	0	0	0	0
Scott	10	6	4	0	2	0
Shelby	6	4	4	0	0	0
Simpson	11	4	3	1	0	0
Spencer	6	0	0	0	0	0
Taylor	2	0	0	0	0	0
Todd	6	1	1	0	0	0
Trigg	2	1	0	1	0	0
Trimble	1	0	0	0	0	0
Union	9	3	3	0	0	0
Warren	22	7	3	1	0	3
Washington	1	0	0	0	0	0
Wayne	1	0	0	0	0	0
Webster	5	1	0	1	0	0
Whitley	10	3	2	0	1	0
Wolfe	1	1	0	0	1	0
Woodford	2	2	2	0	0	0
Totals	1,023	438	237	69	83	49

This report shows that there are annually about 2,400 eligible for rehabilitation. Under the present organization the department can now rehabilitate from 15 to 20 per week at a cost of about $233.12 per rehabilitant. It is believed, however, by the end of another biennium the department can rehabilitate from 20 to 25 per week at a cost not to exceed $150.00 per rehabilitant. While it appears that only a small number of possible eligibles are being rehabilitated, it is felt advisable not to push the program too rapidly until a better understanding of this new field of activity is in hand.

The department is therefore asking for the same appropriation as heretofore. It is fair to say also that in studying results of the department in other states that Kentucky compares favorably, there being only three of four states

which exceed our department in number of rehabilitants at a lower cost per capita.

Ordered, that said communication and report be spread upon the Journal.

Mr. Walker moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, FEBRUARY 14, 1924.

The House was opened with prayer by the Reverend J. C. Pelgrim, of the Presbyterian church, Northern Assembly, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	J. G. Campbell	H. M. Fultz
W. B. Ardery	R. J. Cain	O. C. Gartin
T. H. Baker	Sherman Chasteen	T. H. Golden
A. J. Baldridge	Lee Clark	J. E. Hadden
J. H. Baughman	Sam Cole	W. R. Haselwood
L. D. Bax	F. W. Collings	J. W. Howard
W. B. Belknap	L. F. Coomes	R. O. Huntsman
Homer Beliles	J. L. Cushing	L. J. Jeter
C. W. Bennett	B. F. Day	Hector Johnson
J. E. Bickett	J. R. Dorman	J. Roy Johnson
S. A. Blackburn	E. J. Doss	A. J. Jolly
W. M. Boling	G. L. Drury	D. C. Jones
Wm. H. Bornhorst	H. C. Duffy	H. J. Kegley
J. F. Bosworth	Wm. M. Duncan	T. H. King
W. J. Brandenburg	D. E. Edwards	T. J. Knight
W. B. Bush	G. W. Eller	Oscar Leibson
Allen B. Cammack	J. O. Evans	Leon P. Lewis

Leroy Lewis	F. V. Nunnelly	Geo. W. Smith
Martin Light	E. E. Palmore	A. W. Stamper
J. T. Linton	J. J. Patterson	F. L. Strange
J. Will McFarlin	G. L. Perryman	D. D. Thornberry
W. J. McMurry	H. A. Pulliam	W. S. Tinsley
R. D. McMurtry	V. H. Redwine	N. I. Toombs
J. L. Manning	J. F. Reed	J. Wood Vance
E. B. Miller	J. L. Richardson	M. E. Vaughan
Harry Miller	J. E. Robbins	C. D. Vincent
G. W. Morgan	C. W. Ryans	W. S. Wallen
J. L. Morgan	Arthur Saunders	E. C. Walker
Wm. J. Moore	G. W. Shadoan	W. D. Watkins
E. D. Morris	Lee L. Simons	C. Westerfield
Chas. A. Nelson	W. M. Simpson	F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Nelson moved that when the House resolve itself into the Committee of the Whole at eleven o'clock a. m., it be for the further consideration of House Bill 318, section by section.

Said motion was agreed to.

Mr. Belknap moved that the privileges of the floor be extended to Senator Richard P. Ernst.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

1. S. B. 50. An act amending and re-enacting section 25 of an act entitled: "An act creating boards of education for cities of the second class, providing for the election thereof, defining their powers and duties, and repealing all laws

in conflict herewith, approved March 19, 1922, and is now section 3235a-25, Carroll's Kentucky Statutes.

2. S. B. 71. An act entitled an act relating to the general administration and supervision of the common schools of the Commonwealth of Kentucky and the office of Superintendent of Public Instruction, repealing certain sections and subsections of Carroll's 1918 edition, Kentucky Statutes, and chapter 71, Acts of 1920, relating to the salary of Superintendent of Public Instruction, office supplies, and clerical force, and enacting and re-enacting in lieu thereof certain sections and subsections relating to the election of Superintendent of Public Instruction, his bond, his salary, his powers, duties, responsibilities and privileges and the reorganization of the State Department of Education as set forth in the exacting clause hereof.

Said bills were ordered to be printed and referred

1. To Committee on Education No. 1.

2. To Committee on Education No. 1.

Mr. Bax, of the Committee on Municipalities, to which same had been referred, with leave to report at any time, report a bill etitled:

H. B. 20. An act relating to fiscal courts composed of county judges and county commissioners, amending and reenacting section 1850 and subsection 6 of section 1851B, Kentucky Statutes, Carroll's edition, 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1850 of Kentucky Statutes, 1922 edi-

tion, be and the same is hereby amended by striking from said section the following words:

"Any vacancy occurring in the office of the commissioner shall be filed in the same manner as vacancies in the office of justice of the peace are filled. And whenever there shall be a tie vote in said board of commissioners upon the question of the election of any officer or employe to be elected or employed by said commissioners, and a deadlock shall result and said tie vote or deadlock shall continue for a period of not less than fifteen (15) days it shall thereupon be and become the duty of the county judge to cause to be entered upon the minutes of the board of commissioners, an order reciting the facts as to said deadlock or tie vote, and the question upon which the same has occurred and exists, and thereupon unless an election is immediately had by said board, it shall be and become the duty of the county judge to appoint such officer or employe and such appointee shall have all the qualifications required by law of such officer or employe, and shall hold his office for the full term provided by law, and until his successor is elected and qualified."

And inserting in lieu thereof the following:

"Any vacancy in the office of commissioner shall be filled by appointment by the Governor of the Commonwealth of tucky, subject to and in accordance with the provisions of section 152 of the Constitution of Kentucky. Whenever there shall be a tie vote in said board of commissioners upon the question in the election of any officer or employe to be elected or employed by said commissioners, or upon the approval or rejection of any contract, or on the determination of any question to be decided by said commissioners, and a deadlock shall result and said deadlock or tie vote shall continue for a period of not less than fifteen days, a majority of said commissioners shall have the power to break said deadlock or tie vote and cause to be entered upon the minutes of the board of commissioners an order reciting the facts as t said deadlock or tie vote and the question upon which the same has

occurred and exists, and thereupon it shall be and become the duty of a majority of said commissioners, to appoint any officer or employe, concerning whose election or employment any deadlock or tie vote existed or approve or reject any contract or determine any question to be decided by said commissioners, and any officer or employe, so elected or appointed, shall have all the qualifications required by law of such officer or employe and shall hold his or her office for the full term provided by law, and until his or her successor is elected and qualified. Any question or matter concerning which a deadlock or tie vote existed, and which is decided by a majority of such commissioners, as herein provided, shall be treated and considered and have the force and effect of an action of the fiscal court the same as if no deadlock or tie vote had existed."

So that said section as amended shall read as follows:

"All the provisions of this article governing fiscal courts composed of the judge of the county court and justices of the peace shall be applicable to and govern fiscal courts, composed of three commissioners and the judge of the county court, except that when the county judge is unable to call a special session, and it is necessary that one be called, then two commissioners may call the same, if, in their opinion, the necessity exists therefor. Any vacancy in the office of commissioner shall be filled by appointment by the Governor of the Commonwealth of Kentucky, subject to and in accordance with the provisions of section 152 of the Constitution of Kentucky. And whenever there shall be a tie vote in said board of commissioners upon the question of the election of any officer or employe to be elected or employed by said commissioners, or upon the approval or rejection of any contract, or on the determination of any question to be decided by said commissioners, and a deadlock shall result and said deadlock or tie vote shall continue for a period of not less than fifteen days, a majority of said commissioners shall have the power to break said deadlock or tie vote and cause to be entered upon the

minutes of the board of commissioners an order reciting the facts as to said deadlock or tie vote and the question upon which the same has occurred and exists and thereupon it shall be and become the duty of a majority of said commissioners to appoint any officer or employe, concerning whose election or employment any deadlock or tie vote existed, and any officer or employe so elected or appointed shall have all the qualifications required by law of such officer or employe and shall hold his or her office at the pleasure of the fiscal court, and until his or her successor is elected and qualified. Any question or matter, concerning which a deadlock of the vote existed, and which is decided by a majority of such commissioners, as herein provided, shall be treated and considered and have the same force and effect of an action of the fiscal court the same as if no deadlock or tie vote had existed."

§ 2. That section 1851b-6, Kentucky Statutes, Carroll's edition, 1922, be and the same is hereby amended by striking from said section the following words:

"Any vacancy in the office of commissioners shall be filled by appointment by the county judge, subject to and in accordance with the provisions of section 152 of the Constitution of Kentucky."

And inserting in lieu thereof the following:

"Any vacancy in the office of commissioner shall be filled by appointment by the Governor of Kentucky, subject to and in accordance with the provisions of section 152 of the Constitution of Kentucky."

So that said section, as amended, will read as follows:

"All the provisions of existing laws governing fiscal courts in this Commonwealth, which are not in conflict with the provisions of this act, shall be applicable to and govern fiscal courts of all counties in this Commonwealth in which there is located a city of the first class, except that when the county judge is unable to call a special session, or refuses to do so upon the request of two members of the court, then two commissioners may call the same. Any vacancy in the office

of commissioner shall be filled by appointment by the Governor of Kentucky, subject to and in accordance with the provisions of section 152 of the Constitution of Kentucky."

§ 3. Inasmuch as the board of commissioners consists of four members and tied votes and deadlocks have resulted and vacancies occurred, and may continue to result and occur, and inasmuch as a majority of those elected as commissioners should have the power to break such ties or deadlocks, and the Governor should have power to fill vacancies, as in other cases, an emergency is hereby declared to exist and this act shall take effect from and after its passage and approval by the Governor.

Mr. Leon P. Lewis offered the following amendment to said bill, viz.:

Amend H. B. 20 by striking therefrom section 3.

Said amendment was agreed to.

Mr. Jeter moved that said bill be re-committed to the Committee on Law Enforcement.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Jeter and Richardson, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. G. Campbell	J. E. Hadden
T. H. Baker	R. J. Cain	W. R. Haselwood
A. J. Baldridge	Sherman Chasteen	L. J. Jeter
J. H. Baughman	G. W. Eller	Hector Johnson
Homer Beliles	J. O. Evans	J. Roy Johnson
C. W. Bennett	H. M. Fultz	A. J. Jolly
J. F. Bosworth	O. C. Gartin	D. C. Jones

Oscar Leibson	Wm. J. Moore	C. W. Ryans
Leroy Lewis	E. D. Morris	G. W. Shadoan
R. D. McMurtry	F. V. Nunnelly	A. W. Stamper
J. L. Manning	J. J. Patterson	H. Q. Thompson
E. B. Miller	G. L. Perryman	W. S. Tinsley
G. W. Morgan	H. A. Pulliam	C. D. Vincent
J. L. Morgan	J. L. Richardson	F. E. Wilson

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Those who voted in the negative were—

L. D. Bax	Wm. M. Duncan	V. H. Redwine
W. B. Belknap	D. E. Edwards	J. F. Reed
J. E. Bickett	T. H. Golden	J. E. Robbins
S. A. Blackburn	J. W. Howard	Arthur Saunders
W. M. Boling	H. J. Kegley	Lee L. Simons
W. J. Brandenburg	T. H. King	W. M. Simpson
W. B. Bush	T. J. Knight	Geo. W. Smith
Allen B. Cammack	I. T. Layman	F. L. Strange
Lee Clark	Leon P. Lewis	D. D. Thornberry
Sam Cole	Martin Light	N. I. Toombs
F. W. Collings	J. T. Linton	J. Wood Vance
L. F. Coomes	J. Will McFarlin	M. E. Vaughan
J. L. Cushing	W. J. McMurry	W. S. Wallen
B. F. Day	J. W. Martin	E. C. Walker
J. R. Dorman	Harry Miller	W. D. Watkins
E. J. Doss	Chas. A. Nelson	C. Westerfield
H. C. Duffy	E. E. Palmore	

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Mr. Leon P. Lewis moved that the vote by which the House refused to recommit said bill to the Committee on Law Enforcement be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

The hour of eleven o'clock a. m. having arrived, that being the hour set for the execution of the Special Order of the Day, to wit:

H. B. 318. An act to amend and re-enact sections of the

Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by acts of later sessions of the Kentucky General Assemblies, etc., being an act relating to revenue and taxation, etc.

Mr. Leon P. Lewis moved that the consideration of said bill be postponed until the matter under consideration be disposed of.

Said motion was agreed to.

Mr. Nelson moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Martin moved the previous question.

The Speaker then announced: "Shall the main question be now put?"

The vote being taken thereon it was decided in the negative.

Mr. Knight moved the previous question.

The Speaker then announced: "Shall the main question be now put?"

The vote being taken thereon it was decided in the affirmative.

Ordered, that said bill be engrossed and read the third time.

The constitutional provisions as to the third reading of

said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Wm. M. Duncan	Chas. A. Nelson
L. D. Bax	D. E. Edwards	F. V. Nunnelly
W. B. Belknap	J. O. Evans	V. H. Redwine
J. E. Bickett	T. H. Golden	J. F. Reed
S. A. Blackburn	J. E. Hadden	J. E. Robbins
W. M. Boling	J. W. Howard	Arthur Saunders
W. J. Brandenburg	A. J. Jolly	Lee L. Simons
W. B. Bush	H. J. Kegley	W. M. Simpson
Allen B. Cammack	T. H. King	Geo. W. Smith
Lee Clark	T. J. Knight	A. W. Stamper
Sam Cole	I. T. Layman	F. L. Strange
F. W. Collings	Leon P. Lewis	D. D. Thornberry
L. F. Coomes	Martin Light	N. I. Toombs
J. L. Cushing	J. T. Linton	J. Wood Vance
B. F. Day	J. Will McFarlin	M. E. Vaughan
J. R. Dorman	W. J. McMurry	W. S. Wallen
E. J. Doss	J. W. Martin	E. C. Walker
G. L. Drury	Harry Miller	W. D. Watkins
H. C. Duffy	E. D. Morris	C. Westerfield

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Those who voted in the negative were—

W. L. Agee	G. W. Eller	Leroy Lewis
T. H. Baker	H. M. Fultz	R. D. McMurtry
A. J. Baldridge	O. C. Gartin	J. L. Manning
J. H. Baughman	W. R. Haselwood	G. W. Morgan
Homer Beliles	R. O. Huntsman	J. L. Morgan
C. W. Bennett	L. J. Jeter	Wm. J. Moore
J. F. Bosworth	Hector Johnson	E. E. Palmore
J. G. Campbell	J. Roy Johnson	J. J. Patterson
R. J. Cain	D. C. Jones	G. L. Perryman
Sherman Chasteen	Oscar Leibson	H. A. Pulliam

J. L. Richardson	H. Q. Thompson	F. E. Wilson	
C. W. Ryans	W. S. Tinsley		
G. W. Shadoan	C. D. Vincent		—37

Resolved, that the title thereof be as aforesaid.

Mr. Lewis moved that the vote by which said bill as amended was passed, be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Strange moved that the Special Order of the Day be postponed and that the House do now resolve itself into the Committee of the Whole for the purpose of receiving an invitation from the City of Bowling Green to the members of the House to visit said city on February 22, and that immediately after said committee arises that the House resume consideration of the Special Order of the Day.

Said motion was agreed to.

After a time the Speaker, having resumed the Chair, Mr. Strange, of the Committee of the Whole, reported that they had received an invitation of the Hon. R. C. P. Thomas, of Bowling Green, Kentucky, on behalf of the Western State Normal School, and that they had accepted said invitation.

In accordance with the action of the House heretofore taken, the House then resolved itself into a Committee of the Whole for the purpose of hearing addresses made by proponents and opponents and for the further consideration, section by section of a bill entitled:

H. B. 318. An act to amend and re-enact sections of the Acts of the Extraordinary Session of the General Assembly

of 1917, as amended and re-enacted by acts of later sessions of the Kentucky General Assemblies, etc., being an act relating to revenue and taxation, etc.

The Speaker vacated the Chair and designated Mr. Vance as Chairman of the Committee of the Whole.

After a time, the Speaker having resumed the Chair, Mr. Vance reported that they had under consideration H. B. 318.

(For title see Journal of today.)

And that they had reached no conclusion thereon.

Mr. Strange moved that the House do now recess until two o'clock p. m.

Said motion was agreed to.

AFTERNOON SESSION.

The Speaker resumed the Chair and called the House to order.

Mr. Harry Miller moved that a bill entitled:

H. B. 287. An act to repeal and re-enact section 4168 of the Kentucky Statutes, Carroll's 1915 edition, chapter 108, relating to revenue and taxation, collection of revenue, sheriff's bond and duties.

Which had originally been referred to the Committee on Revenue and Taxation, be taken from the hands of the committee and referred to the Committee on Kentucky Statutes.

Mr. Nelson moved that the House do now resolve itself

into the Committee of the Whole for the purpose of consideration of H. B. 318.

(For title see Journal of today.)

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Vance as Chairman of the Committee of the Whole.

The Speaker, having resumed the Chair, Mr. Vance reported that they had under consideration H. B. 318.

(For title see Journal of today.)

And that they had reached no conclusion.

Mr. Nelson moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, FEBRUARY 15, 1924.

The House was opened with prayer by the Reverened I. W. Wilcox, of the Presbyterian church, Southern Assembly, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	J. H. Baughman	C. W. Bennett
W. B. Ardery	L. D. Bax	J. E. Bickett
T. H. Baker	W. B. Belknap	S. A. Blackburn
A. J. Baldridge	Homer Beliles	W. M. Boling

Wm. H. Bornhorst	L. J. Jeter	E. E. Palmore
J. F. Bosworth	Hector Johnson	J. J. Patterson
W. J. Brandenburg	J. Roy Johnson	G. L. Perryman
W. B. Bush	A. J. Jolly	V. H. Redwine
Allen B. Cammack	D. C. Jones	J. F. Reed
J. G. Campbell	H. J. Kegley	J. L. Richardson
R. J. Cain	T. H. King	J. E. Robbins
Lee Clark	T. J. Knight	C. W. Ryans
Sam Cole	I. T. Layman	Arthur Saunders
F. W. Collings	Oscar Leibson	G. W. Shadoan
L. F. Coomes	Leon P. Lewis	Lee L. Simons
J. L. Cushing	Leroy Lewis	W. M. Simpson
B. F. Day	Martin Light	Geo. W. Smith
J. R. Dorman	J. T. Linton	A. W. Stamper
E. J. Doss	J. Will McFarlin	F. L. Strange
G. L. Drury	W. J. McMurry	H. Q. Thompson
H. C. Duffy	R. D. McMurtry	D. D. Thornberry
Wm. M. Duncan	J. L. Manning	W. S. Tinsley
D. E. Edwards	J. W. Martin	N. I. Toombs
G. W. Eller	E. B. Miller	J. Wood Vance
J. O. Evans	Harry Miller	M. E. Vaughan
H. M. Fultz	G. W. Morgan	C. D. Vincent
O. C. Gartin	J. L. Morgan	W. S. Wallen
T. H. Golden	Wm. J. Moore	E. C. Walker
W. R. Haselwood	E. D. Morris	W. D. Watkins
J. W. Howard	Chas. A. Nelson	C. Westerfield
R. O. Huntsman	F. V. Nunnelly	F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Leon P. Lewis moved that an indefinite leave of absence be granted to Mr. Hawkins.

Said motion was agreed to.

Mr. Jones moved that an indefinite leave of absence be granted to Mr. Lawson.

Said motion was agreed to.

Mr. Jones moved that Miss Elizabeth Vincent be made honorary page for the session without pay.

Said motion was agreed to.

Mr. Drury moved that Miss Mary Hoge Walker be made honorary page for the session without pay.

Said motion was agreed to.

Mr. Jeter moved that when the House adjourn today it be to meet tomorrow at ten o'clock.

Mr. Drury moved to amend said motion by providing that when this House adjourn today it be to meet on next Monday, February 18, at one o'clock p. m.

Said last named motion was agreed to.

The yeas and nays being required thereon by Messrs. Jeter and Westerfield, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Lee Clark	R. O. Huntsman
T. H. Baker	Sam Cole	J. Roy Johnson
A. J. Baldridge	F. W. Collings	A. J. Jolly
W. B. Belknap	L. F. Coomes	D. C. Jones
Homer Beliles	J. L. Cushing	H. J. Kegley
J. E. Bickett	J. R. Dorman	T. H. King
S. A. Blackburn	E. J. Doss	I. T. Layman
W. M. Boling	G. L. Drury	Oscar Leibson
Wm. H. Bornhorst	Wm. M. Duncan	Leon P. Lewis
J. F. Bosworth	D. E. Edwards	Leroy Lewis
W. J. Brandenburg	G. W. Eller	Martin Light
W. B. Bush	J. O. Evans	W. J. McMurry
Allen B. Cammack	O. C. Gartin	R. D. McMurtry
J. G. Campbell	T. H. Golden	J. L. Manning
Sherman Chasteen	J. W. Howard	J. W. Martin

E. B. Miller	C. W. Ryans	J. Wood Vance
Harry Miller	Lee L. Simons	M. E. Vaughan
Wm. J. Moore	W. M. Simpson	C. D. Vincent
E. E. Palmore	Geo. W. Smith	W. S. Wallen
J. J. Patterson	A. W. Stamper	E. C. Walker
G. L. Perryman	F. L. Strange	W. D. Watkins
V. H. Redwine	H. Q. Thompson	C. Westerfield
J. F. Reed	D. D. Thornberry	F. E. Wilson
J. L. Richardson	W. S. Tinsley	
J. E. Robbins	N. I. Toombs	

Those who voted in the negative were—

W. L. Agee	W. R. Haselwood	G. W. Morgan
J. H. Baughman	L. J. Jeter	J. L. Morgan
C. W. Bennett	Hector Johnson	E. D. Morris
B. F. Day	T. J. Knight	F. V. Nunnelly
H. M. Fultz	J. T. Linton	Arthur Saunders
J. E. Hadden	J. Will McFarlin	G. W. Shadoan

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Mr. Harry Miller moved that the vote by which the House agreed that when it adjourn today it be to meet on next Monday, February 18, at one o'clock p. m., be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

1. S. B. 147. An act relating to roads and bridges.

2. S. B. 203. An act to establish project No. 68 in the primary system of state highways.

3. S. B. 192. An act to amend chapter 17 of the Acts of the General Assembly of 1920 relating to roads and bridges.

4. S. B. 244. An act establishing as a part of the primary system, Acts of 1920, chapter 17, the road leading from Tompkinsville to Glasgow and known as the Tompkinsville-Glasgow pike, in Monroe and Barren counties, and designating said road as project No. 37a.

5. S. B. 175. An act to amend project No. 37 of section 5 of chapter 17, Acts of 1920, entitled: An act relating to roads and bridges.

5. S. B. 73. An act to amend and re-enact an act relating to roads and bridges, in order to clarify section 5, project No 21½ of chapter 17 of the Acts of the General Assembly of 1920.

7. S. B. 183. An act to establish project No. 39½ in the primary system of state highways.

8. S. B. 157. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. 49a, extending from Morehead by way of Sandy Hook to Louisa.

9. S. B. 169. An act to establish project No. 28½ in the primary system of state highways.

10. S. B. 182. An act to establish project No. 6¾ in the primary system of state highways.

11. S. B. 169. An act to establish project No. 6½ in the primary system of state highways.

12. S B. 148. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356-5 of Carroll's 1922 Kentucky Statutes, relating

to roads and highways, and establishing and creating project No. 2½.

13. S. B. 193. An act to amend chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

14. S. B. 189. An act to amend section 5 of chapter 17 of the Acts of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No. —.

15. S. B. 16. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session, approved March 16, 1920. Which act relating to roads and bridges and the creation of the Department of State Roads and Highways, etc.

16. S. B. 177. An act to amend project No. 8 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and road projects.

17. S. B. 217. An act relating to roads and bridges.

18. S. B. 216. An act relating to roads and bridges.

19. S. B. 113. An act relating to roads and bridges, amending act of March 16, 1920.

Said bills were ordered printed and referred as follows, viz.:

1. To Committee on Public Roads and Highways.

2. To Committee on Public Roads and Highways.

3. To Committee on Public Roads and Highways.

4. To Committee on Public Roads and Highways.

5. To Committee on Public Roads and Highways.

6. To Committee on Public Roads and Highways.

7. To Committee on Public Roads and Highways.

8. To Committee on Public Roads and Highways.

9. To Committee on Public Roads and Highways.

10. To Committee on Public Roads and Highways.

11. To Committee on Public Roads and Highways.

12. To Committee on Public Roads and Highways.

13. To Committee on Public Roads and Highways.

14. To Committee on Public Roads and Highways.

15. To Committee on Public Roads and Highways.

16. To Committee on Public Roads and Highways.

17. To Committee on Public Roads and Highways.

18. To Committee on Public Roads and Highways.

19. To Committee on Public Roads and Highways.

Mr. Strange moved that the rules be suspended and the

Calendar be reported and that the House then proceed to the reports of the standing committees.

Said motion was agreed to.

Thereupon the House took up for consideration from the Calendar bills of the following titles, viz.:

S. B. 124. An act regulating the sales of leaf tobacco at public auction in this Commonwealth.

H. B. 316. An act relating to banks and fixing the annual state rate on the shares of stock of national banks, state banks and trust companies; prescribing by whom and to whom the taxes shall be paid and limiting the local rates of taxation thereon for county, city, town and school purposes, and providing for the distribution of the fund derived from such taxation, repealing and re-enacting, as amended, section 4092 of Kentucky Statutes, Carroll's edition, 1915; providing for a referendum if desired, and repealing all laws or parts of laws in conflict herewith.

H. B. 338. An act to increase the compensation of the clerical assistants of the judges and of each commissioner of the Court of Appeals and for that purpose to amend section 962A of the Kentucky Statutes, edition of John D. Carroll, of 1915.

S. B. 22. An act to repeal section 1 of chapter 221, entitled, "An act relating to courts of justice, which was approved June 10, 1893, being section 249 of Kentucky Statutes, and to substitute in lieu thereof the section herein enacted relating to the jurisdiction of the Court of Appeals.

H. B. 347. An act authorizing counties of the State of Kentucky containing cities of the fifth class to establish

county hospitals and issue bonds for purchase of hospital sites, construction and maintenance of same and providing a tax levy for hospital expenses and maintenance and providing for.

H. B. 341. An act relating to game birds and game animals, and to amend chapter 122, Acts 1920, sections 6 and 16, for the protection of deer, wild turkey, pheasants and Hungarian partridges.

H. B. 164. An act repealing section 5 of chapter 122 of the Acts of the General Assembly of Kentucky, same being an act for the protection of game birds and game animals; fixing open and closed seasons for the same; fixing the bag limit for birds and animals killed in open season; prohibiting the snaring of rabbits at any time, and providing a penalty for the violation of this act.

H. B. 163. An act to amend section 1954b-11, Kentucky Statutes, Carroll's Statutes of 1915, Vol. 111, being the supplement 1918, and relating to the trapping, taking, shooting or killing of fur bearing animals.

H. B. 298. An act to enable cities of the first class to establish a teachers' retirement system.

S. B. 13. An act entitled an act to repeal an act entitled: "An act authorizing cities of the first class and second class to create a city planning commission, with power to make a survey and plan of the city and of land contiguous or related thereto to provide for the regulation of the height, area and use of buildings and for zoning of city and with power to approve the recording of plots and subdivisions of land."

S. B. 55. An act to enable any city of the first class, having a municipal university, to make provisions for such

university by issuing bonds, and providing how the university shall proceed in making any additions or improvements contemplated by the act.

S. B. 3. An act to amend and re-enact chapter 42A, section 1599A, subsection 8 and subsection 1 of subsection 8 of Carroll's Kentucky Statutes, 1915 edition, entitled: "An act to repeal and re-enact an act entitled, an act to establish a State Board of Embalming, refining the duties thereof, to provide for the better protection of life and health, and to prevent the spread of contagious diseases, to regulate the practice of embalming and undertaking in connection with the care and disposition of the dead, and to provide a penalty for the violation thereof."

H. B. 214. An act establishing and designating the Ohio River Road, leading from Covington to Ashland, via Newport, Bellevue, Dayton, Silver Grove, Melbourne, California, Mentor, Foster, Augusta, Dover, Maysville, Vanceburg and Greenup, a part of the primary system of state highways adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920; which is now article 2, section 4356t-5, Carroll's Statutes, edition of 1922; said project to be known as the Inglis Highway, in honor of the first white woman in Kentucky.

H. B. 249. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Morehead, by way of Sandy Hook, to Louisa.

H. B. 297. An act to amend chapter 79 of the General Assembly of 1922, as approved by the Governor, March 23, 1922, entitled: "An act establishing a road running from Bar-

bourville, Knox county, via London, via Williamsburg, via Bond, Jellico, via Jellico Creek, via Cross Roads to Pine Knot, in McCreary county, Kentucky, as a state primary road, and designating said road as project No. 22A.

H. B. 274. An act establishing a road from a point on project No. 6 at or near the mouth of Laurel creek, Boyd county, Kentucky, to a point on project No. 47, at Cannonsburg, Boyd county, Kentucky, and designating said road as project No. 6½.

H. B. 303. An act to amend project 37 of section 5 of chapter 17 of the Acts of 1920, entitled: An act relating to roads and bridges.

H. B. 353. An act to amend section 4356t-5 of Carroll's Kentucky Statutes, 1922 edition, by adding thereto to project No. 7½, relating to the system of primary state roads.

H. B. 53. An act establishing a road from a point on project No. 5 at or near Binghamtown, a village near the northern city limits of Middlesboro, Kentucky, to a point on the Kentucky-Tennessee line, at or near Prudon, Tennessee, by way of Stony Fork branch of Yellow creek and Fonde, Kentucky, and designating said road project on project No. 5A.

H. B. 110. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. —, beginning at a point on the Harrodsburg and Lexington turnpike near Russell's Cross Roads and extending to High Bridge, in Jessamine county, via Wilmore, and making the same a part of the primary system of state highways.

H. B. 165. An act relating to roads and bridges, and

amending chapter 17 of the Acts of the General Assembly of Kentucky, 1920, by adding thereto, as project No. —, extending from Smithland via Calvert City via Benton to Murray.

H. B. 284. An act to establish project No. 28½ in the primary system of state highways.

H. B. 371. An act establishing and making the road leading from Owensboro via Sorgho, West Louisville, St. Joseph and Beech Grove to Dixon, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

H. B. 312. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto, as project 15, extending from Bowling Green to the Simpson county line, via L. & N. pike.

H. B. 545. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920.

H. B. 183. An act to amend section 4356t-5, Kentucky Statutes, relating to public roads, project No. 29 of the primary road system.

H. B. 267. An act to amend project No. 8 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and road projects.

H. B. 154. An act amending chapter 17 of the Acts of 1920 and creating project No. —, extending from Shawneetown, Ill., through Morganfield, Boxville and Tilden to an intersection with project No. 2 of said chapter 17.

H. B. 96. An act relating to roads and highways.

H. B. 94. An act to amend project No. 9 of section 5, chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to roads and bridges, and creating the Department of State Roads and Highways, approved by the Governor March 16, 1920, and being section 4356t-5 of Carroll's Kentucky Statutes, 1922.

H. B. 77. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and to amend chapter 95 of the Acts of the General Assembly of 1922, which is amendatory of the aforesaid section 4356t-5 of Kentucky Statutes, establishing project No. 10c, and to recreate project No. 10c.

H. B. 72. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the State of Kentucky, and making provisions for the establishment, construction and maintenance of the same.

H. B. 67. An act to amend and re-enact an act relating to roads and bridges, in order to clarify section 5, project 21½ of the Acts of the General Assembly of 1920.

H. B. 61. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session, approved March 16, 1920, which act relates to roads and bridges and the creation of the Department of State Roads and Highways, etc., by adding to said act project No. —, which shall run from Frankfort to Lawrenceburg, thence to Harrodsburg, Danville, Hustonville, Liberty, Russell Springs, Columbia, Edmonton and Glasgow, and to be known as the Capital Cities Highway.

H. B. 39. An act establishing as a part of the primary system of state highways a road from Beattyville, Lee county, via Zachariah to Pine Ridge, Wolfe county, and there intersecting the state primary road from Stanton to Campton, and designating said road as project 31a.

H. B. 58. An act establishing the road leading from LaGrange by way of Buckner, Pewee Valley and O'Bannon to Anchorage, and thence following the federal primary project to Middletown, where it connects with the state primary route No. 17 and making the same a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. 19½.

H. B. 4. An act to amend chapter 17 of the Acts of 1920, entitled "An act relating to roads and bridges."

H. B. 225. An act amending chapter 17, Acts 1920, relating to roads and bridges, by striking out the word "dwarf" from project No. 4, in said act and inserting in lieu thereof the words "Chavies for Napfor," so that project No. 4 when so amended will read as follows: "Project No. 4, Winchester to Whitesburg, via Stanton, Campton, Jackson, Chavies, Napfor and Hazard."

H. B. 245. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly, 1920, by adding thereto as project No. —, beginning at Barlow, Ballard county, and extending to Holloway Landing, on the Ohio river, in Ballard county, opposite Mound City, Illinois, and making the same a part of the state primary system of highways.

H. B. 212. An act to amend chapter 17 of the Acts of 1920 by adding project No. —, extending from Hawesville via Patesville to a point on project 12 near Fordsville.

H. B. 210. An act establishing and making the road leading from Burlington, the county seat of Boone county, Kentucky, to Florence, in Boone county, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky and designating said road as project No. 5 A1.

H. B. 179. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Lancaster to Crab Orchard.

H. B. 7. An act authorizing the Clark County Construction Company, a corporation, created and existing under the laws of Kentucky, to sue the state of Kentucky and the State Highway Commission of the State of Kentucky.

H. B. 189. An act relating to roads and highways.

With an amendment thereto by way of substitute therefor.

H. B. 301. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project —.

With an amendment thereto by way of substitute therefor.

H. B. 355. An act to amend, enlarge the powers, and reenact section 653-A of the Kentucky Statutes, act of March 29, 1900, relating to bridges heretofore or hereafter constructed over navigable streams and rivers wholly within the boundary of the State of Kentucky."

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

A message was received from the Senate announcing that they had passed bills which originated in that house of the following titles, viz.:

1. S. B. 223. An act creating a State Board of Education, specifying its powers duties and functions; repealing sections of Carroll's 1918 edition of Kentucky Statutes, to wit: sections 4381, 4382, 4383, 4369b-3, 4535k-1, 4535k-3 and 4535k-5, relating to membership of the State Board of Education, its powers and duties; also acceptance of an act of Congress providing for Vocational Education Board and an act of Congress relating to vocational rehabilitation and reaffirming acceptance of these acts, and in lieu thereof enacting sections and subsections vesting the general administration and supervision of the schools and school fund in a State Board of Education, setting forth certain powers, privileges and duties of said board.

2. S. B. 6. An act to amend and re-enact section 1 of chapter 90 of the Acts of the General Assembly of 1920, as amended and re-enacted by chapter 49 of the Acts of the General Assembly of 1922, entitled: "An act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor

vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws."

Said bills were ordered to be printed and referred

1. To Committee on Education No. 2.

2. To Committee on Public Roads and Highways.

Thereupon, in accordance with the motion of Mr. Strange that the House suspend the rule sand proceed with the reading of the Calendar and the reports of the standing committees, the committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. Redwine, of the Committee on Banks and Banking:

H. B. 186. An act to provide for the solvency, protection and safety of state banking institutions and trust companies.

With an amendment thereto by way of substitute therefor.

By Mr. Bennett, of the Committee on Circuit Courts:

H. B. 365. An act relating to courts having continuous sessions in counties having a population of less than one hundred and fifty thousand, and amending and re-enacting section 980, Carroll's Kentucky Statutes, 1922 edition, relating to the same subject.

By same:

H. B. 182. An act relating to the trial of equitable actions.

By same:

S. B. 58. An act relating to the office of Commonwealth's Attorney in counties having a population of 200,000 or over, and providing for assistants and fixing their salaries.

By same:

H. B. 46. An act to increase the pay of jurors from two to three dollars per day.

By same:

H. B. 250. An act amending section 2282 of Kentucky Statutes, relating to trustees of jury fund.

By same:

S. B. 43. An act to provide for the appointment of special judges extraordinary to preside over the circuit courts in this Commonwealth; fix their compensation and define the conditions under which they may be appointed and the jurisdiction which they may exercise. This act is to be known as section 971-7 of Kentucky Statutes.

(With an amendment thereto.)

By Mr. Miller, of the Committee on Kentucky Statutes:

H. B. 287. An act to repeal and re-enact section 4168 of the Kentucky Statutes, Carroll's edition, 1915, of chapter 108, article 8, relating to revenue and taxation, collection of revenue, sheriff's bond and duties.

Without an expression of opinion.

By same:

S. B. 46. An act to regulate the issue and redemption of script or other evidence of debt. In order to prohibit the graft from workmen's wages for advancement before pay day.

By same:

H. B. 388. An act to amend section 1720, Kentucky Statutes, Carroll's edition, 1922, by adding thereto a schedule of fees that shall be charged by the clerk of the Court of Appeals for services enumerated in said schedule.

Without an expression of opinion.

By same:

H. B. 289. An act to amend and re-enact section 354 of the Kentucky Statutes, Carroll's edition, 1915, article 11, and concerning and relating to claims upon the State Treasury.

Without any expression of opinion.

H. B. 290. An act to amend and re-enact section 8 of chapter 36 of the Acts of the General Assembly of 1920, now section 4399a-8 of Carroll's Kentucky Statutes, 1922 edition, which section prescribes the duties of the tax commissioner and county court clerk with reference to the assessment of the properties subject to said tax, and prescribes the duties of the county board of education and fiscal court in levying said tax; and prescribes the duties of said sheriff in collecting said tax and making settlement with the fiscal court; and provides the manner of paying his commission for collection of this tax and fixing such commission.

Without an expression of opinion.

By same:

H. B. 105. An act to license and regulate the business of making loans in sums of $300 or less, to individuals pressed by lack of funds to meet immediate necessities, at a greater rate of interest than six per cent per annum; prescribing the rate of interest and charge therefor, etc.

(With amendments thereto.)

Without an expression of opinion.

By same:

H. B. 109. An act relating to the exhibition of moving picture films; providing for the examination, approval and licensing of moving picture films and the operators of moving picture machines, and providing penalties for violation of this act.

Without an expression of opinion.

By same:

H. B. 176. An act to amend and re-enact section 1697 of the Kentucky Statutes, Carroll's edition, 1915. Exemptions.

Without an expression of opinion.

By same:

H. B. 288. An act to repeal and re-enact sections 1726, 1727, 1728 and 1729 of the Kentucky Statutes, Carroll's edition, 1915, chapter 47, article 11, which related to fees and compensations of sheriffs.

Without an expression of opinion.

By Mr. Saunders, of the Committee on Public Monuments and Memorials.

H. B. 399. An act to amend section 14 of chapter 88 of Acts of the General Assembly of 1914, relating to counties not having towns larger than the fifth class regarding embalmers and undertakers.

By same:

H. B. 359. An act making an appropriation for the completing of the monument on the birthplace of Jefferson Davis at Fairview, Kentucky.

Without an expression of opinion.

By Mr. Thornberry, of the Committee on Cities of the Second and Third Classes.

H. B. 166. An act to amend an act entitled: "An act for the government of cities of the second class," approved March 19, 1894, so as to enlarge the powers of cities of the second and third class and to provide for the elimination of grade crossings of the public streets of such cities at the grade over the tracks of steam or electric railroads, giving the general council or board of city commissioners power to order for the elimination of such crossings and power to provide for the character of cossing to be substituted therefor, and to designate the plans, specifications and terms under which said work is to be done; and further to provide for the method of apportioning the cost of such grade eliminations as between such cities and the railroad companies and city railway and interurban railway companies affected thereby, and providing further that such city shall be empowered to issue bonds to provide for the cost of said city's portion of such work, and to condemn land and property needed for such work.

By Mr. Boling, of the Committee on Public Health:

H. B. 322. An act to amend and re-enact subsection 21 of section 2054a of Kentucky Statutes, Carroll's edition, providing for the creation of boards of health in counties having cities of the second class.

By Mr. Strange, of the Committee on Public Roads and Highways:

H. B. 358. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin across Dix river, at King's Mill, to Buna Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line near Huntersville, and designating said road as project No. 23-A.

By same:

H. B. 361. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin across Dix river, at Dix River Dam, to Buna Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line near Huntersville, and designating said road as project 23-a.

By same:

H. B. 344. An act to repeal and re-enact project No. 20 of section 5 of chapter 17 of the Acts of 1920, relating to roads and bridges.

By same:

H. B. 382. An act relating to explosives.

By same:

H. B. 417. An act to repeal and re-enact sections 1, 2 and 3 respectively of chapter 17 of the Acts of the General Assembly of 1920, approved on the 16th day of March, 1920, and which will be found published in the Session Acts of 1920, beginning on page 76 thereof, all relating to roads and bridges and the Department of State Roads and Highways.

By Mr. Duncan, of the Committee on Public Bridges:

S. B. 61. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky, 1920, which is now section 4356t-5 of Kentucky Statutes, Carroll's edition, 1922, the same relating to roads and bridges and establishing a system of primary roads for the state of Kentucky and making provisions for the establishment, construction and maintenance of same.

By Mr. Nelson, of the Committee on Revenue and Taxation:

H. B. 362. An act relating to revenue and taxation.

By same:

H. B. 363. An act relating to revenue and taxation.

Without an expression of opinion.

By Mr. Belknap, of the Committee on State University.

H. B. 230. An act appropriating twenty-five thousand dollars annually for the establishment, operation and maintenance of a sub-experiment station under the direction of the Agricultural Experiment Station of the University of Ken-

tucky; prescribing the purpose of the sub-experiment station and the manner in which the appropriation is to be paid.

By Mr. Bax, of the Committee on Municipalities:

H. B. 406. An act to repeal chapter 1 of the Acts of 1916 prohibiting free passes.

Without any expression of opinion.

By same:

H. B. 407. An act to enable cities of the first class to issue bonds for the purpose of eliminating grade crossings of public streets over tracks of steam or electric railways.

By Mr. Vaughan, of the Committee on Education No. 2:

H. B. 342. An act creating a State Board of Education, specifying its powers, duties and functions; repealing sections of the Kentucky Statutes, Carroll's 1918 edition, to wit: sections 4377, 4378, 4379, 4380, 4381, 4382, 4383, 4389b-3, 4535k-1, 4535k-3, 4535k-5, relating to membership of the State Board of Education, its powers and duties; also acceptance of an act of Congress providing for vocational education board and an act of Congress relating to vocational rehabilitation and reaffirming acceptance of these acts, and in lieu thereof, enacting sections and subsections vesting the general administration and supervision of the schools and school fund in a State Board of Education; setting forth certain powers, privileges and duties of said board.

By same:

H. B. 326. An act to repeal section 1c and section 2 of chapter 39 of the Acts of the General Assembly of 1922, which was an act repealing section 1, section 2 and section 3

of chapter 36 of the Acts of the General Assembly of 1920, and enacting in lieu thereof sections providing for elections of members of county boards of education by division, and prescribing duties of the board so elected; also, to repeal section 7 of chapter 36 of the Acts of the General Assembly of 1920, relating to the appointment and removal of teachers, principals and other employes of the county board of education, and to the title to school property, and in lieu of these three sections herein repealed to enact the following three sections relating to qualification, election and tenure of members of county boards of education, the organization and duties of these boards, including appointment and removal of teachers, principals and other employes of these boards of education.

Without an expression of opinion.

By same:

H B. 392. An act amending and re-enacting section 13 of an act entitled, "An act defining boundaries for school districts embracing cities of the fourth class, and providing systems of schools in such districts, and creating boards of education for such districts; providing for election thereof, defining their powers and duties and repealing all laws in conflict therewith, approved March 13, 1920, and is now section 3787a-13, Carroll's 1922 edition of the Kentucky Statutes.

By same:

H. B. 326. An act to amend section 201c-3, Vol. 3, of the Kentucky Statutes, being 1918 supplement to Carroll's edition of 1915.

By same:

H. B. 282. An act to amend and re-enact section 4502a of chapter 3, common school law, and Kentucky Statutes.

By same:

H. B. 368. An act to repeal and re-enact section 4364, Kentucky Statutes, Carroll's 1922-23 supplementary edition, relating to common schools, length of term, etc.

With the expression of opinion that all said bills, with the exception of those specifically indicated as above, ought to pass.

Ordered, that said bills be read the first time at length.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

The committees to which same had been referred reported bills of the following titles, viz.:

By Mr. Redwine, of the Committee on Banks and Banking:

H. B. 416. An act to prohibit officers and employes of banks from permitting overdrafts.

By same:

H. B. 260. An act to require the bonding of the active officers and employes of banks and trust companies.

By Mr. Strange, of the Committee on Public Roads and Highways:

H. B. 58. An act to require every person driving any vehicle on a public highway, on approaching railway grade crossing, to stop before passing thereover, and to require

railway companies to erect and maintain danger signs at such crossings, and providing penalties for noncompliance.

By Mr. Duffy, of the Committee on Redistricting, Legislative:

H. B. 357. An act dividing the Commonwealth of Kentucky into thirty-eight Senatcrial Districts.

By Mr. Vaughn, of the Committee on Education No. 2:

H. B. 354. An act relating to school trustees.

With the expression of opinion that said bills ought not to pass.

The question being taken or ordering said bills to a reading, the opinion of the committees to the contrary notwithstanding, it was decided in the negative.

And so said bills were rejected.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Vance:

H. B. 425. An act to amend subsection 2 of section 36 of the Criminal Code of Practice, sixth edition, 1919, edited by Hon. John D. Carroll.

To Committee on Codes of Practice.

By same:

H. B. 426. An act to repeal section 9 of chapter 11 of the Acts of the General Assembly of 1917, relating to mortgage recording tax.

To Committee on Kentucky Statutes.

By Mr. Knight:

H. B. 427. An act to amend and re-enact sections 3673, 3674, 3677 and 3678 of Kentucky Statutes, Carroll's edition, 1922, being a part of subdivision 6, article 7, chapter 89, relating to revenue and taxation in towns of the sixth class.

To Committee on Cities of the Fifth and Sixth Classes.

By same:

H. B. 428. An act to amend section 733, 734 and 728 of Kentucky Statutes, relating to real estate title insurance companies.

To Committee on Kentucky Statutes.

By Mr. Bosworth:

H. B. 429. An act to provide for the construction, maintenance, altering and repairing or changing of sewers in cities of the third class, and to provide for the payment of same, and creating a lien therefor upon the property benefitted and to repeal subsection 8 of section 3290, Kentucky Statutes, relating thereto.

To Committee on Cities of the Second and Third Classes.

By Mr. Cain:

H. B. 430. An act for the benefit of Mary E. Cunning-

ham, whose husband, Hodge G. Cunningham, lost his life in the performance of a public service, and leaving said Mary E. Cunningham, and leaving also two minor children.

To Committee on Kentucky Statutes.

By same:

H. B. 431. An act for the benefit of Mary Mattingly, whose husband, V. B. Mattingly, lost his life in the performance of a public service, and leaving the said Mary Mattingly as his widow.

To Committee on Kentucky Statutes.

By same:

H. B. 432. An act for the benefit of Mrs. William Gilbert, whose husband, William Gilbert, lost his life in the performance of a public service, and leaving the said Mrs. William Gilbert as his widow.

To Committee on Kentucky Statutes.

By Mr. Coolings:

H. B. 433. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Taylorsville to Southville.

To Committee on Public Roads and Highways.

By Mr. Jolly:

H. B. 434. An act to amend section 331E of article 5, chapter 18, of Kentucky Statutes, relating to delinquent, dependent and neglected children.

To Committee on Juvenile Courts and Children's Home.

By Mr. Thompson:

H. B. 435. An act providing for oiling of the streets and alleys of cities of the second class of this Commonwealth.

To Committee on Cities of the Second and Third Classes.

By Mr. Moore:

H. B. 436. An act to establish a road from Booneville via Tyner to East Bernstadt as a part of the primary system.

To Committee on Public Roads and Highways.

By same:

H. B. 437. An act establishing as a part of the primary system of state highways a road from McKee, in Jackson county, to Jackson, in Breathitt county, via Booneville, in Owsley county, and Tallega, in Lee county, and designating said road as project No. 30-B.

To Committee on Public Roads and Highways.

By same:

H. B. 438. An act for the registry of dentists who have been engaged in the practice of dentistry for fifteen years.

To Committee on Kentucky Statutes.

By Mr. Westerfield:

H. B. 439. An act to repeal section 1 of chapter 12,

Acts 1910, and to provide for appointment of reporters of Court of Appeals and clerk to reporters and to fix their compensation.

To Committee on Court of Appeals.

By Mr. Redwine:

H. B. 440. An act creating a Kentucky State Park Commission.

To Committee on Geological Survey.

By Mr. Harry Miller:

H. B. 441. An act to regulate the use of the American flag.

To Committee on Kentucky Statutes.

By same:

H. B. 442. An act to amend and re-enact section 4282, Carroll's Statutes, relating to the stealing of motor vehicles.

To Committee on Kentucky Statutes.

By same:

H. B. 443. An act amending and re-enacting section 365, Kentucky Statutes, relating to stealing of motor vehicles.

To Committee on Kentucky Statutes.

By Mr. Cole:

H. B. 444. An act relating to public health; amending, revising and re-enacting chapter 111 of Acts of General Assembly of 1912, being section 4711b of Kentucky Statutes, Carroll's 1915 edition, and also amending, revising and re-enacting section 4 of chapter 65 of the Acts of the General Assembly of 1918, being an act entitled an act relating to public health.

To Committee on Public Health.

By Mr. Saunders:

H. B. 445. An act classifying and regulating student activities in schools supported in whole or in part by the public funds of the State of Kentucky.

To Committee on Education No. 2.

By same:

H. B. 446. An act to amend and re-enact section 2518 of the Kentucky Statutes, Carroll's edition, 1922, relating to the limitation of actions upon a merchant's acount for goods, wares and merchandise sold and delivered.

To Committee on Kentucky Statutes.

By Mr. Wallen:

H. B. 447. An act creating two normal schools for the training of elementary teachers for the rural schools, and providing an annual appropriation of thirty thousand dollars each for the maintenance of same.

To Committee on Normal Schools.

By Mr. Walker:

H. B. 448. An act relating to roads and Highways.

To Committee on Public Roads and Highways.

By Mr. McMurry:

H. B. 449. An act to repeal and re-enact subsection 6 of section 51 of the Civil Code of Practice, relating to service of summons on agents.

To Committee on Codes of Practice.

By Mr. McMurtry:

H. B. 450. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Lancaster to Danville.

To Committee on Public Roads and Highways.

By same:

H. B. 451. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Lancaster to Nicholasville.

To Committee on Public Roads and Highways.

By Mr. Robbins:

H. B. 452. An act to establish a road leading from project No. 9, at Mayfield, Graves county, Kentucky, south to the Tennesse-Kentucky state line at Dukedom, Tennessee, to connect with the highway system in Weakley county, Tennessee, with a highway system leading north from Dresden,

the county seat of Weakley county, to Dukedom, Tennessee, in the Kentucky-Tennessee state line, to be designated as project 9a of the primary system of state highways.

To Committee on Public Roads and Highways.

By same:

H. B. 453. An act establishing a road leading from project 9, at Mayfield, Graves county, Kentucky, to and intersecting with project 7 at Clinton, Hickman county, Kentucky, and to be designated as project 7a.

To Committee on Public Roads and Highways.

By same:

H. B. 454. An act to amend section 2739g-65 of Carroll's Kentucky Statutes, 1922, by adding words thereto.

To Committee on Kentucky Statutes.

By same:

H. B. 455. An act to amend section 2554d-2 of Carroll's Kentucky Statutes, 1922, by striking words therefrom and adding other words thereto.

To Committee on Kentucky Statutes.

By same:

H. B. 456. An act to amend and re-enact an act entitled an act relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets; the establishment, organization and maintenance of drainage, levee, and reclamation districts, the construction and maintenance of

public ditches, canals, drains, sewers, dams, levees and the straightening, widening, deepening, enlarging, and otherwise improving public ditches, drains, creeks, rivers or other streams; prescribing the method of procedure, the levying and collection of assessments for the payment of the costs and expense of establishing and organizing such districts; the construction of such improvements, creating and incorporating boards of drainage commissioners, and prescribing the duties of commissioners and other officers and employes, and providing for the payment of such officers and employes performing duties, and issuing and selling of district bonds, with which to secure funds with which to defray the cost and expenses of improvements hereunder. Approved by the Governor March 26, 1918, and being chapter 64 of the Acts of 1918.

By Mr. Layman:

H. B. 457. An act relating to revenue and taxation and the duty of supervisors and commissioners.

To Committee on Revenue and Taxation.

By same:

H. B. 458. An act establishing and designating the road leading from Clarkston, Grayson county, to Upton Station, of Hardin county, via Millerstown, as a part of the primary system of state highways.

To Committee on Public Roads and Highways.

By Mr. Jones:

H. B. 459. An act to provide for the establishment, conduct and maintenance of public playgrounds and recreation centers in and by cities and counties, and authorizing school

districts to join in the operation of playground and recreation centers and the manner of raising revenue therefor.

To Committee on Kentucky Statutes.

By Mr. Cammack:

H. B. 460. An act to amend project No. 63 of section 4356t-5, Kentucky Statutes, Carroll's edition 1922, establishing a primary system of state highways.

To Committee on Public Roads and Highways.

By Mr. Toombs:

H. B. 461. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No. 10½A.

To Committee on Public Roads and Highways.

By Mr. Simons:

H. B. 462. An act to exempt from jury service members of city and county boards of education, and also the executive officers, superintendents, principals, teachers and other employes of such boards of education while the common schools are in session.

To Committee on Education No. 2.

By Mr. Bax:

H. B. 463. An act relating to fiscal courts and county commissioners.

To Committee on County and City Courts.

By Mr. Leon P. Lewis:

H. B. 464. An act for the benefit of the Home of Incurables.

To Committee on Appropriations.

By same:

H. B. 465. An act to amend and re-enact sections 331a-3 and 331a-15 of Kentucky Statutes, Carroll's 1922 edition, being sections 3 and 15 respectively of chapter 72, page 212 of the Acts of the General Assembly of 1914, entitled "An act to regulate the labor and employment of children and minors and to make the provisions thereof effective," approved by the Governor March 21, 1914, by requiring the employment certificates provided for in section 331a-3 to be issued in duplicate, and for the forwarding of the duplicate copy to the State Labor Inspector, and by including the distribution and sale of newspapers in the occupations of boys between the ages of fourteen and sixteen years, enumerated in section 331a-15.

To Committee on Juvenile Courts and Children's Home.

By Mr. Richardson:

H. B. 466. An act to amend section 2931, Kentucky Statutes, relating to the clerk of the police court, being a portion of an act relating to cities of the first class.

To Committee on Municipalities.

By Mr. Cooms:

H. B. 467. An act to require urban, interurban and sub-

urban electric railway companies operating electric cars in counties having cities of the first class to separate white and colored passengers.

To Committee on Municipalities.

By Mr. Ryans:

H. B. 368. An act to amend an act approved March 20, 1922, and being chapter 22 of the Acts of 1922.

To Committee on Municipalities.

By same:

H. B. 469. An act authorizing cities of the first class to provide for the height, size, area and use of buildings and land in said cities and adjacent thereto; for the zoning of said cities; for the changing of such regulations and zoning from time to time; for the creation of a city zoning and planning commission; for the creation of boards of adjustment with appellate powers over the rulings and decisions of officers administering this act or ordinances passed pursuant thereto, and providing for appeals from said board of adjustment to the circuit court and thence to the Court of Appeals.

To Committee on Municipalities.

By same:

H. B. 470. An act to repeal chapter 84 of Kentucky Statutes, Carroll's edition, 1922, being sections 2591 to 2610 inclusive of said edition, article 1 of said chapter relating to master and apprentice and article 11 to master and servant.

To Committee on Kentucky Statutes.

By Mr. Baldridge:

H. B. 471. An act relating to the establishment of graded common schools.

To Committee an Education No. 1.

By same:

H. B. 472. An act to repeal sections 68b-4 and 68b-19 and all intervening sections, and sections 68b-22, 68b-31, 68b-32, 68b-34 and 68b-35 of Kentucky Statutes, Carroll's edition, 1922, and enacting in lieu thereof, and as part known as an act to promote and protect live stock industries in Kentucky; providing for the listing and taxation of dogs, prescribing the duties of officers in carrying out the provisions of the act and providing penalties for violation of provisions of the act.

To Committee on Revenue and Taxation.

By Mr. Martin:

H. B. 473. An act establishing as a part of the system of state primary roads, a road leading from Hodgenville, in Larue county, to Campbellsville, in Taylor county, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Buffalo turnpike and Hodgenville and Campbellsville road, but passing said points, said road to be known and designated as project No. 41½.

To Committee on Public Roads and Highways.

By same:

H. B. 474. An act to amend and re-enact section 4376 of the Kentucky Statutes, Carroll's edition, 1922, relating to common school laws.

To Committee on Education No. 2.

By Mr. Chasteen:

H. B. 475. An act to provide for the operation and control of telegraph and telephone lines operating in three or more counties in the Commonwealth of Kentucky.

To Committee on Kentucky Statutes.

By same:

H. B. 476. An act to create a state teachers retirement system.

To Committee on Education No. 2.

By Mr. Jeter:

H. B. 477. An act relating to dogs, and providing for the protection of dogs duly licensed and bearing license tag as required by law.

To Committee on Agreiulture.

By Mr. Linton:

H. B. 478. An act relating to liens in favor of threshermen.

To Committee on Agriculture.

My Mr. Smith:

H. B. 479. An act to protect the title of motor vehicles within this Commonwealth; to provide for the issuance of certificates of title and evidence of registration thereof; to

regulate purchase and sale of other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; to provide for the regulation and licensing of certain dealers in used and second-hand vehicles as herein defined; to prescribe the powers and duties of the State Tax Commission and clerks hereunder, and to provide for penalties for violation of the provisions hereof.

To Committee on Kentucky Statutes.

By Mr. Pulliam:

H. B. 48. An act relating to prostitution and enforcing the laws against house of assignation.

To Committee on Lew Enforcement.

By Mr. Edwards:

H. B. 481. An act establishing and making the road leading from Owensboro, via Utica, Livia, Nuckols, Livermore and Island to South Carrollton, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

To Committee on Public Roads and Highways.

By Mr. E. B. Miller:

H. B. 482. An act relating to dogs, the promotion of live stock industry, and the protection of live stock and poultry from damage by dogs; providing for the registration of dogs; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of registered dogs and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges of hunting dogs; providing for listing dogs for taxation by

county tax commissioner and penalty for his failure to so list; providing for the assessment for the damages done by dogs, and payment thereof by the proper county to the owners of live stock and poultry and of damages to registered dogs; imposing powers and duties on certain state and county officers and providing penalties and fees; providing a tax on dogs and fixing the license tax thereon; imposing penalties for violation of any of the provisions of the act.

To Committee on Agriculture.

By same:

H. B. 483. An act to require agricultural coperative associations on request to furnish information as to membership and contracts and providing for the effect of refusal or compliance with such requests or failure to make such requests.

To Committee on Agriculture.

By Mr. Palmore:

H. B. 484. An act to regulate further the practice of medicine by empowering and directing the State Board of Health to grant to undergraduates in medicine and others who have not passed the State Board of Health examination, and to provide for the separation of the state into districts in which such temporary licenses will give to the holders thereof the right to practice medicine for the time designated in such districts.

To Committee on Public Health.

By Mr. Vincent:

H. B. 485. An act to prevent profiteering in rents.

To Committee on Kentucky Statutes.

By Mr. Stamper:

H. B. 486. An act imposing an annual license tax on theatres, and defining same.

To Committee on Revenue and Taxation.

By Mr. Tinsley:

H. B. 487. An act amending and re-enacting section 4471 of chapter 8, Acts of the General Assembly of Kentucky of the year 1922, entitled: "An act to repeal chapter 38 of the Acts of the General Assembly of 1920, relating to the election and qualification of members of boards of trustees in graded common school districts; also chapter 46 of the Acts of the General Assembly of 1920, relating to the establishment of independent, consolidated, graded and high schools."

To Committee on Education No. 1.

By Mr. Belknap:

H. B. 488. An act relating to revenue and taxation; providing for the fixing of fees of appraisers of estates for inheritance taxes, and amending section 4281a-11 of the Kentucky Statutes, Carroll's edition, 1922.

To Committee on Revenue and Taxation.

By same:

H. B. 489. An act granting the owners and operators of threshing machines a lien upon any grain or seed threshed

or hulled by such machines, and providing for the enforcement of such lien.

To Committee on Agriculture.

By Mr. Strange:

H. B. 490. An act to repeal and re-enact with amendments article XVIc, section 4535a-1 to section 4535b-2, inclusive, of Kentucky Statutes, Carroll's edition of 1915.

To Committee on Normal Schools.

By Mr. Bennett:

H. B. 491. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No. 2½A.

To Committee on Public Roads and Highways.

By Mr. Westerfield:

H. B. 492. An act to amend and re-enact section 3480-5 of the Kentucky Statutes, Carroll's edition, 1922, relating to cities of the third class.

To Committee on Cities of the Second and Third Classes.

Mr. Richardson moved that a bill entitled,

H. B. 332. An act to repeal sections 1 to 10 inclusive of an act entitled "An act to further regulate the Bureau of Agriculture, Labor and Statistics," approved March 17, 1902, as amended by an act entitled "An act to amend an

act entitled "An act to further regulate the Bureau of Agriculture, Labor and Statistics," appproved March 17, 1902, and being section 33-a of the Kentucky Statutes, which was approved March 15, 1912, and being section 33a of the Kentucky Statutes, Carroll's edition of 1922; and providing in lieu thereof for the reorganization of the department of labor under the Bureau of Agriculture, Labor and Statistics, including personnel, their salaries, qualifications, duties and penalties for interference, and providing for an appropriation with which to carry out the objects of this act,

Be made a special order for next Wednesday, February 20, at eleven o'clock a. m.

Said motion was agreed to.

The hour of twelve o'clock having arrived, Mr. Nelson moved that the House do now recess until one o'clock p. m.

Said motion was agreed to.

AFTERNOON SESSION.

The hour of one o'clock p. m. having arrived, the Speaker resumed the Chair and called the House to order.

Mr. Nelson moved that the House do now resolve itself into the Committee of the Whole for the purpose of resuming consideration of a bill entitled,

H. B. 318.

(For title see Journal of yesterday.)

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Vance as Chairman of the Committee of the Whole.

After a time the Speaker resumed the Chair and Mr. Vance, of the Committee of the Whole, reported that they had had under consideration a bill entitled:

H. B. 318.

(For title see Journal of yesterday.)

And that they resired to report said bill with sundry amendments thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, as amended and re-enacted by section 1 of chapter 4 of the Acts of the General Assembly of 1918, approved March 5, 1918, be amended by repealing said section 1 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, and also by repealing section 1 of chapter 4 of the Acts of the General Assembly of 1918, and inserting in lieu thereof the following section, so that when said sections are amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 1. Annual Taxes—How Divided.—An annual ad valorem tax for state purposes of thirty (30c) cents upon each one hundred ($100.00) dollars of value of all real estate and the real estate and franchise values of every railway company or corporation, and guarantee or security company, gas company, water company, ferry company, bridge company, street railway company, express company, electric light company, electric power company, telegraph company, press dispatch company, telephone company, turnpike company, palace car company, dining car company, sleeping car company, chair car company, and every other like company, cor-

poration or association, also every other corporation, company or association having or exercising any special or exclusive privilege or franchise not allowed by law to natural persons, or performing any public service, directed to be assessed for taxation, as provided by law, and fifty (50c) cents upon each one hundred ($100.00) dollars of value of all other property directed to be assessed for taxation, as provided by law, shall be paid by the owner, person or corporation assessed; except a tax at the rate of one-tenth of one (1%) per cent shall be paid annually upon the amount of deposits in any bank, trust company, or combined bank and trust company, organized under the laws of this state, or in any national bank of this state, as now provided by law; and also except a tax of one ($1.00) dollar for each one thousand ($1,000.00) dollars shall be paid on the capital stock of every building and loan association incorporated under the laws of this state, and making loans to members only, as now provided by law. Of the aggregate amount of tax realized by all assessments under the thirty (30c) cent rate, plus the aggregate amount of tax realized by all assessments of money in hand, notes, bonds, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured, and shares of stocks, twenty and seven-tenths thirtieths shall be used for the support of the common schools; one and fifteen hundredths thirtieths for the use of the sinking fund; two and one hundredth thirtieths thereof plus four-sixteenths of the inheritance taxes for the support and erection of buildings for the University of Kentucky, at Lexington, Kentucky; seventy hundredths thirtieths plus one-sixteenth of the inheritance taxes for the support and erection of buildings for the Eastern Kentucky State Normal School and Teachers College at Richmond, Kentucky; seventy-nine hundredths thirtieths plus three-sixteenths of the inheritance taxes for the support and erection of buildings for the Western Kentucky State Normal School and Teachers College at Bowling Green, Kentucky; sixty hundredths thirtieths for the

support and erection of buildings for the Murray State Normal School at Murray, Kentucky; sixty hundredths thirtieths for the support and erection of buildings for the Morehead State Normal School at Morehead, Kentucky; and three and forty-five hundredths thirtieths for the construction, reconstruction, maintenance and repair of roads and highways, and for the payment of the interest on and for the creation of a sinking fund for the liquidation of state bonds issued for road and other purposes; and eight-sixteenths of the inheritance taxes, plus the aggregate amount of all other state revenue realized from every other source not mentioned above, shall be credited to the general fund for the use of the ordinary expenses of the government, and the Auditor of Public Accounts will make distribution of said tax in accordance with the said apportionment at the end of each month. The tax herein provided for the University of Kentucky is in lieu of the tax provided by an act entitled: "An act for the benefit of the Agricultural and Mechanical College," approved April twenty-ninth, one thousand eight hundred and eight, and the annual appropriation now made for the University of Kentucky under the provisions of section four thousand five hundred and thirty-five-b, Kentucky Statutes, edition one thousand nine hundred and fifteen; the annual appropriation now made for the University of Kentucky under the provisions of subsection four of section four thousand six hundred and thirty-six-b, Kentucky Statutes, edition one thousand nine hundred and fifteen; the annual appropriation now made for the University of Kentucky by the act which became a law March twenty-sixth, one thousand nine hundred and four, acts one thousand nine hundred and four, chapter one hundred and twenty; the annual appropriation now made for the University of Kentucky under the provisions of subsection five of section four thousand six hundred and thirty-six-c, Kentucky Statutes, edition one thousand nine hundred and fifteen. The tax herein provided for the Western Kentucky State Normal School and Teachers College and Eastern

Kentucky State Normal and Teachers College shall be in lieu of the appropriation made for the support of said schools in subsections twenty-nine, thirty-five and thirty-six of section four thousand five hundred and thirty-five-a and in section four thousand five hundred and thirty-five-b of the Kentucky Statutes, edition one thousand nine hundred and fifteen. The tax herein provided for the University of Kentucky and the normal schools shall be paid monthly, when and as collected, to the treasurers of these institutions in the amount set forth in this section, and shall be used by the University of Kentucky and the normal schools for the maintenance and support, and when sufficient sums shall have accumulated in the treasuries thereof, it may be used for the erection of buildings and the purchase of land and equipment. The tax herein provided for the state road fund shall be in lieu of the tax provided by an act entitled: "An act to create and establish a system of public state roads and to provide for the construction and maintenance thereof."

§ 2. That section 3 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, be and the same is hereby repealed.

§ 3. That section 4 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, as amended and re-enacted by chapter 18 of the Acts of the General Assembly of 1922, approved March 20, 1922, be amended by repealing said section 4 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, and also by repealing chapter 18 of the Acts of the General Assembly of 1922, and inserting in lieu thereof the following section, so that when said sections are amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 4. All property subject to taxation for state purposes as provided in section 4020, Kentucky Statutes, shall be subject also to taxation in the county, city, school or other taxing district in which same has a taxable situs,

except the following classes of property which shall be subject to taxation for state purposes only:

(1) Farm implements and farm machinery owned by a person actually engaged in farming and used in his farm operation.

(2) Live stock, domestic fowls and bank deposits.

(3) Machinery and products in course of manufacture, of persons, firms or corporations actually engaged in manufacturing, and their raw material actually on hand at their plants for the purpose of manufacture. Provided that persons, firms or corporations actually engaged in the printing, publication and distribution of a newspaper or newspapers, or operating a job printing plant, shall be deemed to be actually engaged in manufacturing within the meaning of this act.

(4) Money in hands, notes, bonds, accounts and other credits, whether secured by mortgage, pledge or otherwise, or unsecured, and shares of stock; provided, however, that nothing in this section shall forbid local taxation of franchises of corporations or of the shares of banks, trust companies or combined banks and trust companies doing business in Kentucky, or domestic life insurance companies.

And provided, further, every state bank and trust company incorporated under the laws of this Commonwealth and every national bank doing business therein and located in any county, city, town or taxing district in this Commonwealth shall make to the State Tax Commission and to the assessing officer of the county, city, town or taxing district, on or before August first of each year, a report showing the following facts, to wit: The name and post office address of the bank or trust company; the names of the president, cashier and board of directors thereof; the number of shares of stock, and the par and market value of each share; the amount of capital stock paid in; the amount of surplus fund and undivided profits, and the amount of real estate charged off which has not been actually sold and transferred; the

amount of its deposits; the amount of cash on hand; the amount of bonds and other securities held by it; the amount loaned on mortgages and the amount of its loans and discounts; the amount of value of all real estate situated in this Commonwealth, held and owned by the bank or trust company on the first day of July of each year; and shall file a verified report with the State Tax Commission as of July first of the owners, and their addresses, of the collateral securities pledged to said bank or trust company, and the amounts thereof, together with the owners, and their addresses, of all notes, stocks, bonds, accounts and other credits deposited with and held by said bank in trust or otherwise; and such other information as may be required. The assessing officer of the county, city, town or taxing district wherein any trust company, state and national bank is situated, shall assess the shares of such trust company, state and national bank for taxation for state, county, city, town and taxing district purposes. Each bank and trust company shall be entitled to have deducted from the total valuation placed on its shares the assessed value of its real estate in this state. It shall be the duty of the trust company and banks to list with the county tax commissioner of each county, and with the assessing officer in each city, town and taxing district its real estate and pay taxes thereon to the sheriff and to the collecting officer of each city, town and taxing district, and such officer shall make out and return the assessment to the proper authorities of the county, city, town or taxing district, at the same time and manner as prescribed by law for he return of the assessment of personal property therein.

And provided, further, that every association, company or corporation incorporated or organized under the laws of this Commonwealth, or doing business in this Commonwealth, except banks, trust companies, or combined banks and trust companies doing business in Kentucky, and domestic life insurance companies, shall on or before the first day of August of each year make a true and correct report to the State Tax

Commission, verified by its president, secretary, treasurer or other chief officer, giving the names and addresses of residents of Kentucky who hold its shares of stock and outstanding bonds as of July first previous thereto, and also the transfer of any of its stocks or bonds by residents of Kentucky to non-residents within thirty days previous to July first. The contents of the reports mentioned in this section shall be confidential, and shall not be divulged except for the purpose of securing the assessment of same for taxation.

The equalization, collection, penalties and laws relating thereto, now provided by law for other personal property in the county, city, town or taxing district, shall apply in like manner to the collection of the taxes herein provided for. Any county, city, town or taxing district, not now having the right to collect such taxes by suit, is hereby authorized and empowered so to do. Nothing herein shall be construed to repeal or amend chapter thirty-three of the Acts of 1904, approved March 18, 1904, entitled, "An act to amend the revenue laws of the cities of the first class so as to carry into effect the amendment of section 181 of the present Constitution.

§ 4. That section 5 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, be amended by repealing said section 5 of chapter 11 and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 5. Report of Mortgage Assignments Required —Penalty.—Every bank, trust company or combined bank and trust company doing business in Kentucky shall on or before August first of each year file with the tax commission a report verified by the oath of its president, vice president or cashier, showing as of July first:

(a) A list of the notes, bonds or other evidences of indebtedness secured by mortgage or other recorded instru-

ments standing in its name of record, which it has assigned during the preceding year without transferring same of record, the amount of each, and the name and address of the person to whom each was assigned; provided, that where the name and address is given of the transferee holding same on July first of any year, any previous transfers of said securities during that year need not be furnished.

(b) A list of the mortgages assigned of record to it during the preceding year with its knowledge or consent, where it has not become the absolute owner of the debt secured thereby, standing in its name on July first, the amount of each such mortgages and the name and address of each of such assignors; provided, any mortgages assigned to it as aforesaid during any year and paid and released of record prior to July first need not be included in such report.

Provided, however, that the reports required under clause (a) or clause (b) need not include either sales or pledges from one bank, trust company or combined bank and trust company to another bank, trust company or combined bank and trust company, or notes or obligations secured by any recorded instrument executed to a bank, trust company or a combined bank and trust company, in which the obligations secured by said instrument or divided among estates or accounts in charge of said bank, trust company, or combined bank and trust company, and regularly and properly entered on the records of said trust company, bank and trust company.

Provided, further, the provisions of this section shall not apply to mortgages made by corporations to trustees to secure bond issues made by them in the regular course of business.

The information thus obtained shall be communicated by the tax commission to the county tax commissioner and board of supervisors of the respective counties in which the true owners of such debts reside. Failure to file such reports shall be punishable by a fine of not less than fifty ($50.00) nor more

than one hundred dollars ($100.00), and each day's delay or failure to file such report shall constitute a separate offense. Wilful false statement in such reports shall be punishable as false swearing.

Any person, firm or corporation which shall transfer or assign of record any mortgage note or bond or other evidence of indebtedness, secured by any recorded instrument, for the sole purpose of evading the taxes thereon, shall be guilty of a misdeneanor and punishable by fine of not less than one hundred dollars ($100.00) nor more than one thousand dollars ($1,000.00).

§ 5. That section 6 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, be amended by repealing said section 6 and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, same shall read as follows:

Section 6. Omitted Property—Penalty — Limitation. — When any money in hand, notes, bonds, accounts or other credits, secured or unsecured, or shares of stock liable to assessment shall in any one year be omitted from assessment, as provided by law, it may at any time not later than ten years thereafter be assessed retrospectively in the manner provided by sections 4258 to 4267, Kentucky Statutes, except that, in addition to the penalty prescribed by those sections, a penalty of one hundred per cent (100%) of the amount of the taxes and interest at six per cent (6%) per annum from the time the taxes should have been paid, shall be recovered. Said additional penalty and interest shall be paid into the state treasury.

§ 6. That section 1 of chapter 65 of the Acts of the General Assembly of 1920, approved March 22, 1920, be amended by repealing said section and inserting in lieu thereof the following section, so that when said section is amended

by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 1. That an annual ad valorem tax of fifty (50c) cents on each one hundred ($100.00) dollars of the fair cash value of all unmanufactured agricultural products, subject to taxation, other than unmanufactured agricultural products actually on hand at the plants of manufacturing concerns, for the purpose of manufacture, shall be paid by the owner, person or corporation assessed, which tax shall be for state purposes only, and in lieu of all other ad valorem taxes by the state, or any county, city, town or other taxing district, on such unmanufactured agricultural products wherever grown except that cities and counties of the state may each impose an ad valorem tax of not exceeding fifteen (15c) cents on each one hundred ($100.00) dollars of the fair cash value of all such unmanufactured agricultural products subject to taxation within their limits. Unmanufactured agricultural products in the hands of a producer shall not be subject to this tax for the year in which same were grown.

§ 7. That section 1 of chapter 10 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 1 of chapter 83 of the Acts of the General Assembly of 1920, approved March 23, 1920, be amended by repealing said section 1 of chapter 10 of the Acts of the Extraordinary Session of the General Assembly of 1917, and also by repealing section 1 of chapter 83 of the Acts of the General Assembly of 1920, and inserting in lieu thereof the following section, so that when said sections are amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 1. All live stock and all domestic fowls shall be taxed for state purposes at the rate of fifty (50c) cents on each one hundred ($100.00) dollars of assessed value, and shall be exempt from taxation for all local purposes; pro-

vided, however, that twenty-five domestic fowls to each family shall be exempt from taxation for any purpose whatever.

§ 8. That section 1 of chapter 4 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, be amended by repealing said section 1 of chapter 4 of the Acts of the Extraordinary Session of the General Assembly of 1917, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 1. Tax on Bank Deposits.—Every person, firm or corporation having, on the first day of July, a deposit in any bank, trust company, or combined bank and trust company, organized under the laws of this state, or in any national bank of this state, shall pay a tax to the state which is hereby assessed at a rate of one-tenth of one per cent annually, upon the amount of such deposit so held by such bank on the first day of July, and no deduction therefrom should be made on account of any indebtedness. The taxes imposed by this section shall be paid by such bank, trust company or combined bank and trust company, or national bank, for and on behalf, and as the agent of the depositor therein to the Auditor on or before the first day of September next following the date whereon the report provided for in section 9 of this act.

§ 9. That section 3 of chapter 4 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, be amended by repealing said section 3 of chapter 4 of the Acts of the Extraordinary Session of the General Assembly of 1917, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 3. Banks to Report and Pay Tax on Deposits.—Each bank, trust company, or combined bank and trust company and national bank doing business in this state, shall

file, on or before the twenty-first day of July in each year, with the State Tax Commission, a report setting forth the total amount of its deposits as of July first of each year, which would be taxable in the name of the depositor, but excluding therefrom such deposits as are not taxable against the depositor, under the laws of this state, and shall, on or before the first day of September of each year, pay to the Auditor one-tenth of one per cent of the amount of such deposits, and may charge to and deduct from the deposit of each depositor the amount of the tax so paid for and on his behalf, and a lien as of July first of each year is hereby given to the banks and trust companies so paying the tax on the funds belonging to each depositor, respectively, on July first of each year on which the tax shall be so paid by them.

Any claim for taxes against the depositor charged to or otherwise asserted against him by the bank paying the taxes shall be so charged or asserted within six months after the payment of the taxes to the Auditor, and all claims, demands or lien therefor shall be thereafter bared.

§ 10. In event a referendum is desired upon this act, then such referendum shall be conducted in all things in the manner provided in chapter 8 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917.

§ 11. The provisions of this act are severable, and if any of its provisions shall be held unconstitutional, the decisions of the courts shall not affect or impair any of the remaining provisions of this act. It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provisions not been included therein.

§ 12. All laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

§ 13. Whereas, the present state revenue and taxation laws impose an unequal burden of taxation upon real estate and it is necessary for an immediate equalization of the dis-

tribution of the burden of taxation upon the various classes of property in this Commonwealth, an emergency is declared to exist, and this act shall become a law and effective upon its passage and approval by the Governor.

Said amendments are as follows, viz.:

Amend H. B. 318 by striking out the whole of section 2 and substituting the following in lieu thereof:

"Section 2. That section 3 of chapter 11 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved May 2, 1917, be amended by repealing said section 3 and inserting in lieu thereof the following, so that when said section is amended by substituting and re-enacting the following in lieu thereof, the same shall read as follows:

Section 3. The individual stockholders of a corporation, at least seventy-five (75) per cent of whose total property is taxable in Kentucky, shall not be required to list their shares for taxation as long as the corporation pays taxes on all its property in Kentucky (including the corporate franchise when the franchise is required to be assessed), provided the shareholder furnishes satisfactory proof to the taxing authorities that at least three-fourths of the total property of such corporation is taxed in Kentucky."

Amend section 3, subsection 2 of H. B. 318 by inserting in line 18, page 6, of the printed bill, between the words "fowls" and "and," the following words: "capital stock of building and loan associations."

Amend section 3 of H. B. 318 by striking out of lines 48, 49, 50, 51, 52 and 53, on page 7 of the printed bill, the following words: "And shall file a verified report with the State Tax Commission as of July 1st of the owners and their ad-

dresses, of the collateral securities pledged to said bank or trust company, and the amounts thereof, together with the owners, and their addresses, of all notes, stocks, bonds, accounts and other credits deposited with and held by said bank in trust or otherwise."

Amend section 3, subsection 3, of H. B. 318 by inserting between the words "manufacture" and "provided," in line 22, page 6, of the printed bill, the following words: "and unmanufactured agricultural products in the hands of the producer or in the hands of any agent or agency of the producer to which said products have been conveyed or assigned for the purpose of sale by the producer."

Amend section 5 of H. B. 318 by inserting at the end of said section, in line 17, page 11, of the printed bill, the following words: "Provided that no action shall be commenced nor proceeding taken on behalf of the state or any county, city, town or taxing district to assess for taxation for any period any personal property described in this section required to be listed for taxation which was assessed for taxation as of September 1, 1917."

Amend section 6 of H. B. 318 by striking out said section 6 and inserting in lieu thereof the following:

"Section 6. That section 1 of chapter 65 of the Acts of the General Assembly of 1920, approved March 22, 1920, be and the same is hereby repealed."

Said amendments were each and severally agreed to.

Mr. Knight offered the following amendment to said bill, viz.:

Amend section 1 of H. B. 318 by striking out of lines 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23, pages 2 and 3 of the printed bill, the following words: "and the real estate and franchise values of every railway company or corporation, and guarantee or security company, gas company, water company, ferry company, bridge company, street railway company, express company, electric light company, electric power company, telegraph company, press dispatch company, telephone company, turnpike company, palace car company, dining car company, sleeping car company, chair car company, and every other like company, corporation or association, also every other corporation, company or association having or exercising any special or exclusive privilege or franchise not allowed by law to natural persons, or performing any public service."

Said amendment was agreed to.

Mr. Robbins offered the following amendment to said bill, viz.:

Amend section 1, in line 32, page 3, of the printed bill, by striking out the words "shall be paid" and inserting in lieu thereof the words "paid in."

Said amendment was agreed to.

Mr. Westerfield offered the following amendment to said bill, viz.:

Amend section 3, subsection 4, by inserting after the word "Commonwealth," in line 71, page 8 of the printed bill, the following words: "and whose stock is liable to assessment and taxation under section 2 of this act.

Said amendment was agreed to.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
Arthur Saunders
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

W. L. Agee
T. H. Baker
G. Givens Dixon
H. C. Duffy
G. W. Eller
O. C. Gartin

Hector Johnson	R. D. McMurtry	G. W. Shadoan
Leon P. Lewis	J. L. Richardson	H. Q. Thompson

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Resolved, that the title thereof be as aforesaid.

Mr. Nelson moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. E. B. Miller moved that a bill entitled:

S. B. 124. An act regulating the sale of leaf tobacco at public auction in this Commonwealth

Be made a Special Order of the Day for next Monday, February 17, at two o'clock p. m.

Said motion was agreed to.

Mr. Strange moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

MONDAY, FEBRUARY 18, 1924

The House was opened with prayer by the Reverend J. Howard Gibbons, of the Protestant Episcopal church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Harry Miller offered the following resolution, viz.:

Whereas, the Board of Commerce of the city of Lexington has invited the members of the Senate and the House of Representatives to visit their city on the 19th of February, 1924, as evidenced by the invitation extended through the President of the Senate and the Speaker of the House of Representatives, for the purpose of visiting and inspect-

ing the University of Kentucky, and for the further purpose of taking lunch at said University as the guests of the Lexington Board of Commerce; now, therefore,

Be it resolved, by the House of Representatives, the Senate concurring therein, that the said invitation so extended be accepted by the House of Representatives and by the Senate.

Said resolution was adopted.

Mr. Miller moved that the vote by which said resolution was adopted be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

1. S. B. 1. An act to repeal and re-enact sections 9 and 12 of chapter 53 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to the levy of taxes in cities of the third class for school purposes; fixing the limit of rate of taxation therein at $1.50 on each $100.00 of taxable property in such cities, and otherwise re-enacting said sections 9 and 12 of said chapter 53.

2. S. B. 243. An act to amend and add to chapter 89, Kentucky Statutes, title, Municipal Corporations, and especially that part of said chapter relating to cities of the third class, and to authorize cities of the third class to acquire by purchase or otherwise, and to operate street railroads and omnibus or taxicab lines and their equipment and to issue and sell bonds to raise funds for that purpose.

3. S. B. 33. An act to amend, revise and re-enact section 4127, Carroll's Kentucky Statutes, 1922 edition.

4. S. B. 38. An act providing for vacation for county judge

5. S. B. 125. An act to repeal chapter 215 of the Acts of the General Assembly passed at the December session of 1841 and approved February 17, 1842, entitled, "An act to repeal all acts or parts of acts declaring Dix river a navigable stream, and for other purposes.

6. S. B. 126. An act to amend and re-enact section 2 of chapter 115 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to require owners of dams across certain streams in this Commonwealth to construct and maintain fish ladders or roads across said dams, and providing penalties for failure so to do," which section 2 of said chapter is section 1392a-2 of Carroll's 1922 edition of Kentucky Statutes.

7. S. B. 127. An act to amend and re-enact chapter 116 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to prevent the obstruction of navigable streams of this Commonwealth," which chapter is 1392b of Carroll's 1922 edition of Kentucky Statutes.

Said bills were ordered to be printed and referred,

1. To Committee on Cities of the Second and Third Classes.

2. To Committee on Cities o fthe Second and Third Classes.

3. To Committee on County and City Courts.

4. To Committee on County and City Courts.

5. To Committee on Court of Appeals.

6. To Committee on Court of Appeals.

7. To Committee on Court of Appeals.

Mr. Bax, of the Committee on Municipalities, to which same had been recommitted with leave to report at any time, reported a bill of the following title, viz.:

H. B. 21. An act relating to county patrols, their appointment, qualifications, duties, compensation and removal in counties having cities of the first class, and amending, repealing and re-enacting sections 3780, 3783 and 3784, Kentucky Statutes, Carroll's edition, 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ (1) That section 3780 of the Kentucky Statutes, Carroll's edition, 1922, be and the same is hereby amended by adding thereto the following words:

"Provided, however, in counties having cities of the first class, the said division of said counties into districts and the appointment, control and removal of said companies of patrol and the chief thereof and the fixing the number of hours in each month the said patrols shall be on duty in their bounds, shall be made by the county commissioners of said county."

So that when amended said section will read as follows:

"Section 3780. County Court to Appoint; Jurisdiction

of Patrols.—County courts may, once in each year, divide their respective counties into as many districts as the public peace and good order of society may require, and appoint in each district a company of patrols, to consist of one captain and not exceeding three men, to continue in service twelve months, unless removed by the county court for neglect of duty or improper conduct. None but discreet and sober men shall be appointed patrols; they shall take an oath before a justice of the peace faithfully, impartially and diligently to perform the duties of patrols. But patrols shall have jurisdiction co-extensive with the whole country, provided, however, in counties having cities of the first class, the said division of said counties into districts and the appointment, control and removal of said companies of patrol and the chief thereof and the fixing the number of hours in each month the said patrols shall be on duty in their bounds, shall be made by the county commissioners of said county."

§ (2) That section 3783, Kentucky Statutes, Carroll's edition, 1922, be, and the same is hereby, amended by striking therefrom the following language:

"Except that in counties having a population of over 150,000 inhabitants, they shall be paid not exceeding the sum of $1,200.00 per annum, payable in equal monthly installments out of the county levy and the county court in such counties having a population of over 150,000 may resignate one of said county patrols as chief of the county patrolmen, who shall serve as such chief during the pleasure of the county court, and such chief shall be paid not exceeding the sum of $1,500.00 per annum, out of the county levy, payable in equal monthly installments. The county court shall, by order, fix the amount of their salary within the limits herein provided. The county court, with the approval of the fiscal court, may designate one or more of said patrols as motor cycle patrols, who, in the discretion of the fiscal court, may be provided

with motor cycles, and the chief of the county patrolmen, in the discretion of the fiscal court, may be provided with an automobile."

And inserting in lieu thereof the following language:

"Except that in counties having a population of over 150,000 inhabitants, they shall be paid by order of the county commissioners, not exceeding the sum of $1,200.00 per annum, payable in equal monthly installments out of the county levy, and the county commissioners in such counties having a population of over 150,000 inhabitants, may designate one of said county patrols as chief of the county patrolmen, who shall serve as such chief during the pleasure of the county commissioners, and such chief shall be paid not exceeding the sum of $1,500.00 per annum out of the county levy, payable in equal monthly installments. The county commissioners shall, by order, fix the amount of their salary within the limits herein provided. The county commissioners may designate one or more of said patrols as motorcycle patrols, who, in the discretion of the county commissioners, may be provided with motorcycles, and the chief of the county patrolmen, in the discretion of the county commissioners, may be provided with an automobile."

And by adding to the end of said section the following words:

"Or county commissioners in counties having cities of the first class."

So that when amended said section will read as follows:

"Section 3783. Compensation; Cities of the First Class; Chief of Patrolmen; Powers of Patrols.—Patrols shall each be paid by order of the county court out of the county

levy, a sum not to exceed one dollar for each ten hours they may have been purposely engaged in the performance of their duties; except that in counties having a population of over 150,000 inhabitants, they shall be paid by order of the county commissioners, not exceeding the sum of $1,200.00 per annum, payable in equal monthly installments out of the county levy, and the county commissioners in such counties having a population of over 150,000 inhabitants may designate one of said county patrols as chief of the county patrolmen, who shall serve as such chief during the pleasure of the county commissioners, and such chief shall be paid not exceeding the sum of $1,500.00 per annum out of the county levy, payable in equal monthly installments. The county commissioners shall by order fix the amount of their salary within the limits herein provided. The county commissioners may designate one or more of said patrols as motorcycle patrols, who in the discretion of the county commissioners may be provided with motorcycles, and the chief of the county patrolmen, in the discretion of the county commissioners, may be provided with an automobile.

At a court of claims for the county, the patrols shall present their claims for services, specifying the number of hours each have been engaged and verified by the oath of the patrol upon which the court shall fix the amount to be paid.

Said patrols shall have the same right and same power to arrest, search and seize as is now given to the sheriffs of this Commonwealth, and shall be subject to the orders of the county court, or county commissioners, in counties having cities of the first class."

§ (3) That section 3784 of the Kentucky Statutes, Carroll's edition, 1922, be and the same is hereby amended by striking from the caption thereof the word "court" and substituting the word "Commissioners," and by striking from said section the words "county court," the first and second time they appear in said section, and substituting in lieu

thereof the words "county commissioners," so that said section when thus amended will read as follows:

"Section 3784. County Commissioners of County Having City of First Class May Appoint.—That the county commissioners of this Commonwealth in counties having cities of the first class may, upon the petition of ten citizens and taxpayers in any magisterial district in the county, appoint in such district not exceeding three patrolmen to keep the peace, and to conitnue in service twelve months, unless removed by the county commissioners for neglect of duty or improper conduct. None but discreet and sober citizens shall be appointed such patrolmen, and they shall take an oath in the county court for the faithful and impartial performance of their duty, and shall give bond therefor in the sum of one thousand dollars ($1,000.00). And when appointed, they shall have jurisdiction co-extensive with the whole country."

§ (4) All acts and parts of acts in conflict herewith are hereby specifically repealed to the extent of such conflict.

§ (5) Whereas the business of the county court is so voluminous that not sufficient time is obtainable for looking after the county patrol in counties having cities of the first class, and much disorder and crime exist in such counties as a results thereof, and the public welfare and peace of the community are in danger and need protection, an emergency is declared to exist and this act shall take effect from and after its passage and approval by the Governor.

Mr. Richardson moved that said bill be recommitted.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Leon P. Lewis and Richardson, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
A. J. Baldridge
J. H. Baughman
Homer Beliles
C. W. Bennett
J. F. Bosworth
J. G. Campbell
R. J. Cain
Sherman Chasteen
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
W. R. Haselwood
L. J. Jeter
Hector Johnson
J. Roy Johnson
John H. Lawson
Leroy Lewis
J. Will McFarlin
R. D. McMurtry
J. L. Manning
G. W. Morgan
J. L. Morgan
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
J. L. Richardson
C. W. Ryans
G. W. Shadoan
W. S. Tinsley
N. I. Toombs
C. D. Vincent

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Those who voted in the negative were—

W. B. Ardery
L. D. Bax
W. B. Belknap
S. A. Blackburn
Wm. H. Bornhorst
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
F. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
T. H. Golden
J. E. Hadden
H. C. Hawkins
J. W. Howard
A. J. Jolly
H. J. Kegley
T. J. Knight
I. T. Layman
Leon P. Lewis
Martin Light
J. T. Linton
W. J. McMurry
J. W. Martin
E. B. Miller
Harry Miller
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
V. H. Redwine
J. F. Reed
J. E. Robbins
Lee L. Simons
W. M. Simpson
A. W. Stamper
F. L. Strange
D. D. Thornberry
J. Wood Vance
W. S. Wallen
W. D. Watkins
C. Westerfield

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Mr. Leon P. Lewis moved that the vote by which the House refused to recommit said bill be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

The hour to two o'clock p. m. having arrived, that being the hour set for the Special Order of the Day, to wit:

S. B. 124. An act regulating the sales of leaf tobacco at public auction in this Commonwealth.

Mr. Strange moved that the consideration of said bill be postponed until the matter under consideration be disposed of.

Said motion was agreed to.

Mr. Leon P. Lewis offered the following amendment to H. B. 21, viz.:

"Amend H. B. 21 by striking therefrom section 5 of the bill as printed."

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provisions as to the third reading of said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Lee Clark	E. J. Doss
L. D. Bax	Sam Cole	G. L. Drury
W. B. Belknap	F. W. Collings	H. C. Duffy
S. A. Blackburn	L. F. Coomes	Wm. M. Duncan
W. J. Brandenburg	J. L. Cushing	D. E. Edwards
W. B. Bush	B. F. Day	T. H. Golden
Allen B. Cammack	J. R. Dorman	J. E. Hadden

H. C. Hawkins	J. W. Martin	A. W. Stamper
J. W. Howard	E. B. Miller	F. L. Strange
A. J. Jolly	Harry Miller	D. D. Thornberry
H. J. Kegley	E. D. Morris	N. I. Toombs
T. H. King	Chas. A. Nelson	M. E. Vaughan
T. J. Knight	F. V. Nunnelly	W. S. Wallen
I. T. Layman	V. H. Redwine	E. C. Walker
Leon P. Lewis	J. F. Reed	W. D. Watkins
J. T. Linton	J. E. Robbins	C. Westerfield
J. Will McFarlin	Lee L. Simons	
W. J. McMurry	W. M. Simpson	—52

Those who voted in the negative were—

W. L. Agee	O. C. Gartin	Wm. J. Moore
T. H. Baker	W. R. Haselwood	E. E. Palmore
A. J. Baldridge	R. O. Huntsman	J. J. Patterson
J. H. Baughman	Hector Johnson	G. L. Perryman
Homer Beliles	J. Roy Johnson	H. A. Pulliam
C. W. Bennett	John H. Lawson	J. L. Richardson
Wm. H. Bornhorst	Oscar Leibson	C. W. Ryans
J. F. Bosworth	Leroy Lewis	G. W. Shadoan
J. G. Campbell	Martin Light	H. Q. Thompson
R. J. Cain	R. D. McMurtry	W. S. Tinsley
Sherman Chasteen	J. L. Manning	C. D. Vincent
G. W. Eller	G. W. Morgan	F. E. Wilson
H. M. Fultz	J. L. Morgan	

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Resolved, that the title thereof be as aforesaid.

Mr. Leon P. Lewis moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Strange moved that the session of today be extended indefinitely.

Said motion was agreed to.

The House took up for consideration the Special Order of the day, to wit:

S. B. 124. An act regulating the sales of leaf tobacco at public auction in this Commonwealth.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 4814B-1 to 4 inclusive, Kentucky Statutes, Carroll's edition, 1915, be, and the same is hereby, repealed and the following is enacted in lieu thereof:

§ 1. That it shall be the duty of any tobacco warehousemen, corporation, firm or individual, who shall receive, or who shall undertake to receive or take care of leaf tobacco, for sale at public auction, whether with or without compensation or reward, to post or cause to be posted, a notice, in a conspicuous place upon the premises of said warehousemen, corporation, firm or individual, stating the number of pounds in the aggregate, actually sold, and the average price per pound received on account of each day's sale. It shall further be the duty of said warehousemen, prior to any such sale, to post at a point in the office of said warehouse, convenient and accessible for public inspection a type written or printed list showing the true name and post office address of the owner and producer and the number of pounds of tobacco of each person, firm or corporation, whose tobacco will that day be offered for sale in said warehouse. Said list shall remain as posted by said warehousemen for at least ten days, for the inspection of any person. It shall further be the duty of said warehousemen, before offering same for sale, to place a card upon each basket or package of tobacco to be offered for sale, giving the true names and post office addresses of the producer and owner and the number of pounds of tobacco offered for sale in each basket or package.

No tobacco shall be delivered to or received by any warehousemen for sale at public auction, unless the true names and post office addresses of the producer and owner of such tobacco are furnished said warehousemen by the person delivering same.

§ 2. It shall be the duty of said warehousemen to post said notice of sale not later than nine o'clock a. m. on the day following such sale or sales; to post said list of tobacco to be that day sold, and to place said card upon each basket not less than thirty minutes prior to the opening of the sale at which they will be offered.

§ 3. Any warehousemen, corporation, firm or individual who shall fail or refuse to post the said notices or card in accordance with the provisions of this act shall be subject to a fine in a sum not less than $50.00, nor more than $100.00, for each day for so failing or refusing.

§ 4. Any warehousemen, corporation, firm or individual who shall in said notice falsify the actual number of pounds sold or the average price thereof, or shall falsely list the name, post office address or number of pounds of tobacco of any producer or owner whose tobacco will that day be offered for sale or shall falsify information required placed upon the card hereinbefore referred to or shall furnish a false name or address of the owner or producer to any warehousemen, shall be subject to indictment, and upon conviction shall be fined $500.00 for each offense.

§ 5. Owing to the existence of unnecessary litigation and confusion growing out of the delivery and sale of tobacco in Kentucky, an emergency is hereby declared to exist and this act shall take effect from and after its passage and approval by the Governor.

Mr. E. B. Miller offered the following amendment to said bill, viz.:

"Amend S. B. 124 as follows: Sections 1, lines 14, 15, 16,

17, 18, 19, strike out following words: "It shall further be the duty of said warehousemen before offering same for sale, to place a card upon each basket or package of tobacco to be offered for sale, giving the true names and post office addresses of the producer and owner and the number of pounds of tobacco offered for sale in each basket or package.' "

Said amendment was adopted.

Mr. Drury offered the following amendment to said bill, viz.:

"Amend S. B. 124 as follows. Section 2, lines 3 and 4, strike out the following words: 'and to place said card upon each basket.' "

Said amendment was adopted.

Mr. Westerfield offered the following amendment to said bill, viz.:

"Amend section 2 of S. B. 124 by striking therefrom the following words which appear in lines 4 and 5 of said section in the printed bill, on page 2 thereof, to wit: 'the opening of the sale at which they will be offered,' and by inserting in lieu thereof the following words, to wit: 'sale of the tobacco of any owner or producer.' "

Said amendment was adopted.

Mr. Cammack offered the following amendment to said bill, viz.:

"Amend S. B. 124 as follows: Section 4, lines 5 and 6, strike out the following words. 'or shall falsify information required placed upon the card herein before referred to.' "

Said amendment was adopted.

Mr. Cammack offered the following amendment to said bill, viz.:

"Amend S. B. 124 as follows: Section 3, line 2, strike out following words, 'or card.'"

Said amendment was adopted.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed, as amended.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
C. W. Bennett
S. A. Blackburn
Wm. H. Bornhorst
Allen B. Cammack
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
L. J. Jeter
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
G. L. Perryman
V. H. Redwine

J. F. Reed	A. W. Stamper	W. S. Wallen
J. L. Richardson	F. L. Strange	E. C. Walker
J. E. Robbins	H. Q. Thompson	W. D. Watkins
C. W. Ryans	D. D. Thornberry	C. Westerfield
Arthur Saunders	W. S. Tinsley	F. E. Wilson
Lee L. Simons	M. E. Vaughan	
W. M. Simpson	C. D. Vincent	

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Those who voted in the negative were—

W. L. Agee	Sherman Chasteen	Oscar Leibson
A. J. Baldridge	O. C. Gartin	G. W. Morgan
Homer Beliles	R. O. Huntsman	J. L. Morgan
J. F. Bosworth	J. Roy Johnson	H. A. Pulliam
J. G. Campbell	John H. Lawson	N. I. Toombs

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Resolved, that the title thereof be as aforesaid.

Mr. E. B. Miller moved that the vote by which said bill, as amended, was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Day, of the Committee on Confederate Home, to which same had been recommitted, with leave to report at any time, reported a bill of the following title, viz.:

H. B. 44. An act to repeal subsection 22 of section 415B, chapter 22B, Carroll's Kentucky Statutes, 1922 edition, and to amend subsections 5, 6, 9 and 15 of section 415B of said Statutes.

Together with amendments thereto.

Mr. Howard moved that further consideration of said

bill be postponed and that said bill be made a Special Order of the Day for Thursday, February 21, at eleven o'clock a. m.

Said motion was agreed to.

Mr. Strange moved that the rules be suspended and that the House proceed to the consideration of the Calendar and the reports of the standing committees.

Said motion was agreed to.

Thereupon the committees to which same had been referred reported bills of the following titles, viz.:

By Mr. Coombs, of the Committee on Military Affairs:

S. B. 35. An act creating an Armory Commission.

By Mr. Saunders, of the Committee on Public Monuments and Memorials:

H. B. 400. An act to authorize county officers to turn over to the Kentucky State Historical Society for preservation old books and documents no longer of use or value to the counties.

By Mr. Strange, of the Committee on Public Roads and Highways:

H. B. 423. An act establishing and making the road leading from Cave City, Barren county, Kentucky, to Horse Cave, Hart county, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

By same:

H. B. 421. An act establishing as a state primary road a road leading from or near McGaw School House, on state primary project No. 2, to Providence, in Webster county, Kentucky, and designating said road as project No. 2-a.

By same:

H. B. 379. An act to amend chapter 17 of Acts of 1920, by extending said road system from Stanton, in Powell county, to Jeffersonville, on the Garrett route, in Montgomery county.

By same:

H. B. 336. An act to establish project No. 68 in the primary system of state highways.

By same:

H. B. 131. An act to amend chapter 67 of an act to establish project 61 in the primary system of state highways.

By same:

H. B. 141. An act establishing and designating the Ohio River Road, leading from Covington to Ashland, via Newport, Bellevue, Dayton, Silver Grove, Melbourne, Augusta, Dover, Maysville, Vanceburg and Greenup, a part of the primary system of state highways, adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920, which is now article 2, section 4356t-5, Carroll's Statutes, edition of 1922; said project to be known as the Inglis Highway, in honor of the first white woman of Kentucky.

(With an amendment thereto.)

By same:

H. B. 262. An act to amend section 5 of project 32, relating to establishing and designing a primary system of state highways.

With an amendment thereto by way of a substitute therefor.

By same:

S. B. 49. An act establishing a road from a point on project No. 5, at or near Binghamtown, a village near the northern city limits of Middlesboro, Kentucky, to a point on the Kentucky-Tennessee line, at or near Pruden, Tennessee, by way of Stony Fork Branch of Yellow Creek and Fonde, Kentucky, and designating said road project on project No. 5A.

By same:

S. B. 106. An act establishing a road leading from project No. 22, at Whitley City, McCreary county, Kentucky, to and intersecting with project No. 27, at Monticello, Wayne county, and to be designated as project No. 22B of primary system of state highways.

By same:

S. B. 53. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky, 1920, by adding thereto as project No. —, extending from Smithland via Calvert City, via Benton to Murray.

By same:

S. B. 77. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section

4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and to amend chapter 95 of the Acts of the General Assembly of 1922, which is amendatory of the aforesaid section 4356t-5 of Kentucky Statutes, establishing project No. 10c and to recreate project No. 10c.

By same:

S. B. 54. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to roads and bridges, by making an addition to project No. 8 thereof.

By same:

S. B. 84. An act establishing and making the road leading from Paducah via Sharpe, Palma to Benton, a part of the primary system of state highways.

By same:

S. B. 75. An act relating to roads and bridges.

By same:

S. B. 64. An act establishing as a state primary road the road known as the Edmonton and Burkesville road, from Edmonton, in Metcalfe county, to its intersection with the road leading from Glasgow to Burkesville, in Cumberland county, which is project No. 40.

By same:

S. B. 105. An act establishing the road leading from LaGrange by way of Buckner, Pewee Valley, and O'Bannon to Anchorage, and thence following the federal primary proj-

ect to Middletown, where it connects with the state primary route No. 17, and making the same a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. 19½.

By same:

S. B. 128. An act to amend section 4356t-5, Kentucky Statutes, relating to public roads, project No. 29, of the primary system.

By same:

S. B. 59. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto, as project No. —, extending from Bowling Green to the Simpson county line, via L. & N. pike.

By same:

S. B. 40. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. —, beginning at a point on the Harrodsburg and Lexington turnpike near Russell's Cross Roads, and extending to High Bridge, in Jessamine county, via Wilmore, and making the same a part of the primary system of state highways.

By same:

S. B. 111. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as

project No. —, extending from state project No. 8 to the Ohio river.

By same:

S. B. 118. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. —, extending from Lancaster to Crab Orchard.

By same:

S. B. 139. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the State of Kentucky, and making provisions for the establishment, construction and maintenance of the same.

By same:

S. B. 42. An act to amend chapter 17 of Acts of 1920, entitled, "An act relating to roads and bridges."

By same:

S. B. 10. An act to amend project No. 9 of section 5, Acts of 1920, relating to roads and bridges.

By same:

S. B. 85. An act relating to roads and bridges and amending chapter 17, Acts 1920, by adding thereto project No. —, beginning at Barlow, in Ballard county, and extending to Holloway Landing, in Ballard county, on the Ohio

river, opposite Mound City, Illinois, and making the same a part of the state primary system of highways.

By Mr. Miller, of the Committee on Kentucky Statutes:

H. B. 394. An act creating the county of Fields.

(With an amendment thereto.)

By Mr. Wallen, of the Committee on Revenue and Taxation.

H. B. 30. An act to amend and re-enact sections 4143 and 4148 of the Kentucky Statutes, John D. Carroll's edition, 1922, relating to revenue and taxation, and changing the time for the collection of taxes.

With an amendment thereto by way of substitute therefor.

By Mr. Kegley, of the Committee on Retrenchment and Reform.

H. B. 300. An act to amend, revise and re-enact sections 2097, 2105 and 2106, Carroll's edition, said sections being parts of article 1 of chapter 56 of said Statutes.

By Mr. Vaughn, of the Committee on Education No. 2.

H. B. 367. An act providing for appointment of attendance officers, prescribing their duties, and providing for enforcement of school attendance laws.

With an amendment thereto by way of substitute therefor.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

The committees to which same had been referred, reported bills of the following titles, viz.

By Mr. Strange, of the Committee on Public Roads and Highways:

H. B. 328. An act relating to the office of county road engineer, amending and re-enacting section 39 of article 1 of the Acts of the General Assembly of 1914, relating to roads and passways, being section 4325 of Kentucky Statutes, Carroll's edition, 1922.

By same:

H. B. 158. An act providing for the metaling of inter-county seat roads heretofore graded and drained at the cost of the Commonwealth in whole or in part.

By same:

H. B. 228. An act concerning the construction and maintenance of certain public roads, highways and bridges.

By same:

H. B. 420. An act to amend section 2 of an act of the General Assembly of 1918, entitled, "An act for the improvement of the public highways of this Commonwealth," same being chapter 169, Acts 1918.

With the expression of opinion that said bills ought not to pass.

No further motion having been made and no further action having been taken by the House on the report of the said committee last above named, it was ordered that said bills be not read at length the first time.

And so said bills were rejected.

Thereupon the House took up for consideration from the Calendar, bills of the following titles, viz.

H. B. 186. An act to provide for the solvency, protection and safety of state banking institutions and trust companies.

With an amendment thereto by way of substitute therefor.

H. B. 365. An act relating to courts having continuous sessions in counties having a population of less than one hundred and fifty thousand, and amending and re-enacting section 980, Carroll's Kentucky Statutes, 1922 edition, relating to the same subject.

H. B. 182. An act relating to the trial of equitable actions.

S. B. 58. An act relating to the office of Commonwealth's attorney in counties having a population of 200,000 or over, and providing for assistants and fixing their salaries.

H. B. 46. An act to increase the pay of jurors from two to three dollars per day.

H. B. 250. An act amending section 2282 of Kentucky Statutes, relating to trustees of jury fund.

S. B. 43. An act to provide for the appointment of special judges extraordinary to preside over the circuit courts in this Commonwealth; fix their compensation and define the conditions under which they may be appointed and the judisdiction which they may exercise. This act is to be known as section 971-7 of Kentucky Statutes.

(With an amendment thereto.)

H. B. 287. An act to repeal and re-enact section 4168 of the Kentucky Statutes, Carroll's edition, 1915, of chapter 108, article 8, relating to revenue and taxation, collection of revenue, sheriff's bond and duties.

S. B. 46. An act to regulate the issue and redemption of script or other evidence of debt. In order to prohibit the graft from workmen's wages for advancement before pay day.

H. B. 398. An act to amend section 1720, Kentucky Statutes, Carroll's edition, 1922, by adding thereto a schedule of fees that shall be charged by the clerk of the Court of Appeals for services enumerated in said schedule.

H. B. 289. An act to amend and re-enact section 554 of the Kentucky Statutes, Carroll's edition, 1915, article 11, and concerning and relating to claims upon the state treasury.

H. B. 290. An act to amend and re-enact section 8 of chapter 36 of the Acts of the General Assembly of 1920, now section 4399a-8 of Carroll's Kentucky Statutes, 1922 edition, which section prescribes the duties of the tax commissioner and county court clerk with reference to the assessment of the properties subject to said tax, and prescribes the duties

of the county board of education and the fiscal court in levying said tax; and prescribes the duties of said sheriff in collecting said tax and making settlement with the fiscal court; and provides the manner of paying his commission for collection of this tax and fixing such commission.

H. B. 105. An act to license and regulate the business of making loans in sums of $300 or less, to individuals pressed by lack of funds to meet immediate necessities, at a greater rate of interest than six per cent per annum, prescribing the rate of interest and charge therefor, etc.

(With amendments thereto.)

H. B. 109. An act relating to the exhibition of moving picture films; providing for the examination, approval and licensing of moving picture films and the operators of moving picture machines, and providing penalties for violation of this act.

H. B. 176. An act to amend and re-enact section 1697 of the Kentucky Statutes, Carroll's edition, 1915. Exemptions.

H. B. 288. An act to repeal and re-enact sections 1726, 1727, 1728 and 1729 of the Kentucky Statutes, Carroll's edition, 1915, chapter 47, article 11, which related to fees and compensations of sheriffs.

H. B. 399. An act to amend section 14 of chapter 88 of Acts of the General Assembly of 1914, relating to counties not having towns larger than the fifth class, regarding embalmers and undertakers.

H. B. 359. An act making an appropriation for com-

pleting the monument on the birthplace of Jefferson Davis at Fairview, Kentucky.

H. B. 166. An act to amend an act entitled, "An act for the government of cities of the second class," approved March 19, 1894, so as to enlarge the powers of cities of the second and third class and to provide for the elimination of grade crossings of the public streets of such cities at the grade over the tracks of steam or electric railroads, giving the general council or board of city commissioners power to order for the elimination of such crossings and power to provide for the character of crossings to be substituted therefor, and to designate the plans, specifications and terms under which said work is to be done; and further to provide for the method of apportioning the cost of such grade eliminations as between such cities and the railroad companies and city railway and interurban railway companies affected thereby, and providing further that such city shall be empowered to issue bonds to provide for the cost of said city's portion of such work, and to condemn land and property needed for such work.

H. B. 322. An act to amend and re-enact subsection 21 of section 2054a of Kentucky Statutes, Carroll's edition, providing for the creation of boards of health in counties having cities of the second class.

H. B. 358. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin across Dix river, at King's Mill to Buna Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line near Huntersville, and designating said road as project No. 22-A.

H. B. 361. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer

county, via Burgin across Dix river, at Dix River Dam, to Buna Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line, near Huntersville, and designating said road as project 23-A.

H. B. 844. An act to repeal and re-enact project No. 20 of section 5 of chapter 17 of the Acts of 1920, relating to roads and bridges.

H. B. 352. An act relating to explosives.

H. B. 417. An act to repeal and re-enact sections 1, 2 and 3 respectively of chapter 17 of the Acts of the General Assembly of 1920, approved on the 16th day of March, 1920, and which will be found published in the Session Acts of 1920, beginning on page 76 thereof, all relating to roads and bridges, and the Department of State Roads and Highways.

S. B. 61. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky, 1920, which is now section 4356t-5 of Kentucky Statutes, Carroll's edition, 1922, the same relating to roads and bridges, and establishing a system of primary roads for the state of Kentucky, and making provisions for the establishment, construction and maintenance of same.

H. B. 362. An act relating to revenue and taxation.

H. B. 353. An act relating to revenue and taxation.

H. B. 230. An act appropriating twenty-five thousand dollars annually for the establishment, operation and maintenance of a sub-experiment station under the direction of the Agricultural Experiment Station of the University of

Kentucky; prescribing the purpose of the sub-experiment station and the manner in which the appropriation is to be paid.

H. B. 406. An act to repeal chapter 1 of the Acts of 1916 prohibiting free passes.

H. B. 407. An act to enable cities of the first class to issue bonds for the purpose of elimination of grade crossings of public streets over tracks of steam or electric railways.

H. B. 342. An act creating a State Board of Education, specifying its powers, duties and functions; repealing sections of the Kentucky Statutes, Carroll's 1918 edition, to wit: sections 4377, 4378, 4379, 4380, 4381, 4382, 4383, 4369b-3, 4535k-1, 4535k-3, 4655k-6, relating to membership of the State Board of Education, its powers and duties; also acceptance of an act of Congress providing for vocational education board and an act of Congress relating to vocational rehabilitation and reaffirming acceptance of these acts, and in lieu thereof, enacting sections and subsections vesting the general administration and supervision of the schools and school fund in a State Board of Education, setting forth certain powers, privileges and duties of said board.

H. B. 326. An act to repeal section 1c and section 2 of chapter 39 of the Acts of the General Assembly of 1922, which was an act repealing section 1, section 2 and section 3 of chapter 38 of the Acts of the General Assembly of 1920, and enacting in lieu thereof sections providing for elections or members of county boards of education by division, and prescribing duties of the board so elected; also, to repeal section 7 of chapter 36 of the Acts of the General Assembly of 1920, relating to the appointment and removal of teachers, principals and other employes of the county board of education, and to the title to school property, and in lieu of these

three sections herein repealed to enact the following three sections relating to qualification, election and tenure of members of county boards of education, the organization and duties of these boards, including the appointment and removal of teachers, principals and other employes of these boards of education.

H. B. 392. An act amending and re-enacting section 13 of an act entitled, "An act defining boundaries for school districts embracing cities of the fourth class, and providing systems of schools in such districts and creating boards of education for such districts; providing for election thereof, defining their powers and duties and repealing all laws in conflict therewith, approved March 18, 1920, and is now section 5767a-15, Carroll's 1922 edition of the Kentucky Statutes.

H. B. 226. An act to amend section 201c-3, Vol. 3 of the Kentucky Statutes, being 1918 supplement to Carroll's edition of 1915.

H. B. 232. An act to amend and re-enact section 4502a of chapter 3, common school law and Kentucky Statutes.

H. B. 358. An act to repeal and re-enact section 4364, Kentucky Statues, Carroll's 1922-23 supplementary edition, relating to common schools, length of terms, etc.

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

Mr. Walker moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, FEBRUARY 19, 1924.

The House was opened with prayer by the Reverend J. Howard Gibbons, of the Protestant Episcopal church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. W. Martin
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman

H. A. Pulliam	Geo. W. Smith	C. D. Vincent
V. H. Redwine	A. W. Stamper.	W. S. Wallen
J. F. Reed	F. L. Strange	E. C. Walker
J. L. Richardson	D. D. Thornberry	W. D. Watkins
J. E. Robbins	W. S. Tinsley	C. Westerfield
Arthur Saunders	N. I. Toombs	F. E. Wilson
G. W. Shadoan	J. Wood Vance	
Lee L. Simons	M. E. Vaughan	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Drury moved that the privileges of the floor be extended to Mr. E. E. Nelson.

Said motion was agreed to.

Mr. Golden moved that the privileges of the floor be extended to Mr. P. B. Gaines.

Said motion was agreed to.

Mr. Bowling offered the following resolution, viz.:

Whereas, there are innumerable bills in the Orders of the Day which, by reason of their position, have been ready to be put opon their passage for weeks, and,

Whereas, each of said bills are of vital importance to the members of this House who have introduced them and the same are entitled to be put upon their passage at the earliest possible moment their position in the Orders of the Day will warrant and permit, and,

Whereas, the placing of these bills upon their passage has been delayed for an unreasonable length of time by reason of the fact that many bills which have a less prominent place in the Orders of the Day have been called up out of their places and made a special order, and,

Whereas, this procedure is manifestly unfair to other members of this House in that it is delaying the passage of the measures in which they are interested, now, therefore,

Be it resolved and agreed to by the members of the House, that from and after the passage of this resolution all bills in the Orders of the Day shall be called up for passage in their regular orders as they appear in the said Orders of the Day, and that from and after the passage of this resolution no bill shall be made a special order.

Said resolution was adopted.

The yeas and nays being required thereon by Messrs. Nelson and Belknap were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	D. E. Edwards	G. W. Morgan
W. B. Ardery	G. W. Eller	J. L. Morgan
A. J. Baldridge	O. C. Gartin	Wm. J. Moore
Homer Beliles	T. H. Golden	E. E. Palmore
W. M. Boling	H. C. Hawkins	V. H. Redwine
J. F. Bosworth	J. W. Howard	J. F. Reed
W. J. Brandenburg	R. O. Huntsman	G. W. Shadoan
W. B. Bush	Hector Johnson	Lee L. Simons
J. G. Campbell	J. Roy Johnson	H. Q. Thompson
R. J. Cain	D. C. Jones	W. S. Tinsley
Sherman Chasteen	H. J. Kegley	N. I. Toombs
Sam Cole	John H. Lawson	C. D. Vincent
F. W. Collings	I. T. Layman	W. S. Wallen
L. F. Coomes	Oscar Leibson	E. C. Walker
J. L. Cushing	Leroy Lewis	C. Westerfield
B. F. Day	R. D. McMurtry	F. E. Wilson
J. R. Dorman	J. L. Manning	
H. C. Duffy	Harry Miller	—52

Those who voted in the negative were—

J. H. Baughman	H. M. Fultz	Chas. A. Nelson
L. D. Bax	J. E. Hadden	F. V. Nunnelly
W. B. Belknap	W. R. Haselwood	J. J. Patterson
C. W. Bennett	L. J. Jeter	H. A. Pulliam
J. E. Bickett	T. H. King	J. E. Robbins
S. A. Blackburn	T. J. Knight	Arthur Saunders
Wm. H. Bornhorst	Leon P. Lewis	W. M. Simpson
Allen B. Cammack	Martin Light	Geo. W. Smith
Lee Clark	J. T. Linton	A. W. Stamper
E. J. Doss	J. Will McFarlin	F. L. Strange
G. L. Drury	W. J. McMurry	D. D. Thornberry
Wm. M. Duncan	J. W. Martin	M. E. Vaughan
J. O. Evans	E. D. Morris	W. D. Watkins

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Mr. Harry Miller moved that the vote by which said resolution was adopted be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Thompson offered the following resolution, viz.:

Concurrent Resolution. *Be it resolved by the House of Representatives, the Senate concurring therein,* that the rules be suspended and a joint meeting of the House and Senate be held in the House of Representatives at twelve o'clock Tuesday, February 19, 1924, for the purpose of hearing Miss Esther O'Keeffe, secretary of the Old Age Pension Commission of Indiana, in a discussion of the merits of old age pensions; twenty minutes to be allotted her for this purpose.

Said resolution was disagreed to.

Mr. Strange moved that the rules be suspended and that a bill entitled:

H. B. 417. An act to repeal and re-enact sections 1 and 2 and 3 respectively, of chapter 17 of the Acts of the Gen-

eral Assembly of 1920, approved March 16, 1920, and which will be found published in the Session Acts of 1922, beginning on page 76 thereof, all relating to roads and bridges, and the Department of State Roads an dHighways.

Be made a Special Order of the Day for Wednesday, February 20, at ten-thirty o'clock a. m.

Said motion was agreed to.

Mr. Lewis moved that the rules be suspended and that a bill entitled:

H. B. 22. An act relating to the inspection of oils and fluids, and repealing sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, and 2217, Kentucky Statutes, Carroll's edition of 1915.

Be made a special order for Thursday, February 21, at eleven-thirty o'clock a. m.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Lewis and Miller, were as follows, viz.:

Those who voted in the affirmative were—

J. H. Baughman	H. M. Fultz	J. T. Linton
L. D. Bax	T. H. Golden	J. Will McFarlin
W. B. Belknap	J. E. Hadden	W. J. McMurry
C. W. Bennett	W. R. Haselwood	E. D. Morris
Allen B. Cammack	H. C. Hawkins	Chas. A. Nelson
Lee Clark	L. J. Jeter	F. V. Nunnelly
B. F. Day	T. H. King	J. J. Patterson
F. J. Doss	T. J. Knight	G. L. Perryman
G. L. Drury	I. T. Layman	H. A. Pulliam
Wm. M. Duncan	Leon P. Lewis	J. E. Robbins
J. O. Evans	Martin Light	Lee L. Simons

W. M. Simpson	A. W. Stamper	M. E. Vaughan
Geo. W. Smith	F. L. Strange	W. D. Watkins

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Those who voted in the negative were—

W. L. Agee	J. L. Cushing	J. W. Martin
W. B. Ardery	H. C. Duffy	Harry Miller
A. J. Baldridge	D. E. Edwards	G. W. Morgan
Homer Beliles	G. W. Eller	J. L. Morgan
J. E. Bickett	O. C. Gartin	E. E. Palmore
S. A. Blackburn	J. W. Howard	J. F. Reed
W. M. Boling	R. O. Huntsman	Arthur Saunders
Wm. H. Bornhorst	Hector Johnson	G. W. Shadoan
J. F. Bosworth	J. Roy Johnson	H. Q. Thompson
W. J. Brandenburg	A. J. Jolly	D. D. Thornberry
W. B. Bush	D. C. Jones	W. S. Tinsley
J. G. Campbell	H. J. Kegley	N. I. Toombs
R. J. Cain	John H. Lawson	J. Wood Vance
Sherman Chasteen	Oscar Leibson	C. D. Vincent
Sam Cole	Leroy Lewis	W. S. Wallen
F. W. Collings	R. D. McMurtry	E. C. Walker
L. F. Coomes	J. L. Manning	F. E. Wilson

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Mr. Harry Miller moved that the vote by which the House refused to make said bill a special order for Thursday at eleven-thirty o'clock a. m. be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Redwine moved that the rules be suspended and that a bill entitled:

H. B. 316. An act relating to bonds; fixing the annual rate on the shares of stock of national banks, state banks and trust companies; prescribing by whom and to whom the taxes shall be paid and limiting the local rates of taxation

thereon for county, city, town and school purposes, and providing for the distribution of the fund derived from such taxation, repealing and re-enacting, as amended, section 4022, Kentucky Statutes, Carroll's 1915 edition; providing for a referendum if desired, and repealing all laws or parts of laws in conflict herewith.

Be made a Special Order of the Day for Thursday, February 21, at eleven-thirty o'clock a. m.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.

1. S. B. 83. An act to repeal an act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class, being chapter 137 of the Acts of the General Assembly of 1922.

2. S. B. 80. An act to require the display of the United States flag on school houses.

3. S. B. 74. An act to amend and re-enact sections 17 and 18 of chapter 90 of the 1920 Acts of the Genertl Assembly of the Commonwealth of Kentucky relating to vehicles; regulating their use and operating upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles, fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor

vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws.

4. S. B. 143. An act to amend chapter 17 of the Acts of 1920 by adding project —, extending from Garfield, on project 8, to Cecelia, on project 12, by way of Custer Dyer and Constantine.

5. S. B. 142. An act to amend chapter 17 of the Acts of 1920 by adding thereto project —, extending from Hawesville by way of Patesville to a point on project 12, near Fordsville.

6. S. B. 14. An act to amend section 246 of the Constitution of the Commonwealth of Kentucky, relating to salaries of officers.

7. S. B. 206. An act to provide for the construction of sewers in cities of the fourth class, and to provide for the payment for the same, and repealing subsection 9 of section 3490, Kentucky Statutes, relating thereto.

8. S. B. 39. An act to provide for the relief of the needy blind in the counties.

Said bills were ordered printed and referred:

1. To Committee on Municipalities.

2. To Committee on Kentucky Statutes.

3. To Committee on Public Roads and Highways.

4. To Committee on Public Roads and Highways.

5. To Committee on Public Roads and Highways.

6. To Committee on Constitutional amendments.

7. To Committee on Cities of the Fourth Class.

8. To Committee on Kentucky Statutes.

The hour of eleven o'clock having arrived, that being the hour set for the Special Order of the Day, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 13. An act relating to revenue and taxatiaon, repealing an act approved March 29, 1918, of Carroll's 1915 Kentucky Statutes, and re-enacting same with certain amendments; fixing the annual tax rate on such oil and gas leases and rights as are either non-producing or under which crude oil is produced, together with all wells thereon and tools, equipment, material and property of every kind used or intended to be used in the development or operation of such wells, leases or rights, subject to taxation; fixing the date of assessment; prescribing by whom the tax shall be paid; limiting the local rate of ad valorem taxes on such property; providing for the distribution of the fund derived from such taxation; providing for the assessment, equalization, collection of tax.

Said bill is as follows, viz.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That sections 4223-c1, 4223-c2, 4223-c3, 4223-c4, 4223-c5, 4223c-6, 4223c-7, 4223c-8, 4223c-9, of Carroll's 1915 Kentucky Statutes be and the same are hereby repealed, and in lieu thereof the following be and is hereby enacted:

§ 1. Every person, firm, corporation or association producing crude petroleum oil in this state, or having any interest in such production, shall annually pay a tax equal to 1

per centum of the market value of all crude petroleum so purchased, and such tax shall be for state purposes, and in addition, any county in the state may impose a like tax for road purposes, county purposes or school purposes not to exceed one-half of one per centum of the market value of all crude petroleum produced in such county, and the fiscal court of any county may levy said tax for county purposes and shall determine what fund or funds shall receive the taxes when collected, and when crude petroleum is produced in any separate taxing district in a county, the fiscal court shall equitably distribute such taxes between the county and such taxing district.

§ 2. Any county imposing the tax provided in section 1 hereof shall immediately after the levy of such tax give notice thereof to each transporter of crude petroleum registered in said county, and the transporter of said crude petroleum shall, from and after the first day of the month immediately following such notice, proceed as hereinafter provided, to collect such county tax, and shall pay the same to the sheriff of such county in the manner and at the time payment of such taxes shall be required to be made to the State Tax Commission. Each county imposing such tax shall also, upon the fixing of the levy, certify the same to the State Tax Commission, which shall make the assessment of such county in the same manner and at the same value as provided for the state tax, which shall be certified to such county for collection.

§ 3. The tax hereby provided for shall be imposed and attached when the crude petroleum is first transported from the tanks and other receptacles located at the place of production.

§ 4. Every person, firm, corporation or association required to report under section 5 of this act shall register as a transporter of crude petroleum in the clerk's office of such county of this state in which business is carried on by such transporter of crude petroleum, in a book which the State Tax Commission shall provide therefor, showing the name,

residence and place of business of such transporter of crude petroleum, and it shall be the duty of the county clerk of each county to immediately certify to the State Tax Commission a copy of each registration made.

§ 5. Every person, firm, corporation or association engaged in the transportation of crude petroleum in the state from the tanks or other receptacles located at the place of production in the state shall, for the purpose of this act, be considered a transporter of crude petroleum, and every such transporter of crude petroleum shall make a monthly verified report to the State Tax Commission, on or before the twentieth day of the month succeeding the month in which the crude petroleum is so received for transportation, showing the quantity of each kind or quality of all crude petroleum so received from each county of the state and the market value of such crude petroleum on the first business day after the tenth of the month in which such report is made, and such report shall show any sales of such crude petroleum so received, in which event it shall show the quality of crude petroleum in each sale, the date of each sale, and the market price of such crude petroleum on each date of sale for such preceding month, and said reports shall be made upon blanks furnished them prescribed by the State Tax Commission.

§ 6. The State Tax Commission shall, upon receiving the reports provided for in section 5 hereof, upon such reports and such other reports and information as it may secure, assess the value of all grades or kinds of crude petroleum so reported for each month, and on or before the last day of the month in which such reports are required to be made notify each transporter of crude petroleum so reporting of such assessment, and certify such assessment to the county clerk of each county which has reported the levy of the county tax provided for in section 2 for record, and such county clerk shall immediately deliver a copy thereof to the sheriff of such county for the collection of such county

taxes. The transporter so notified of the assessment shall have until the twentieth day of the month following such notice, in which to be heard by the State Tax Commission on any objection to such assessment, and the assessment shall become final on such twentieth day of the month and the tax shall be due and payable on that day. The State Tax Commission shall make the assessment of the value of the crude petroleum so reported by each transporter of crude petroleum as follows:

When the report shows no sale of crude petroleum during the month covered by such report, then the market value of crude petroleum on the first business day after the tenth of the month in which the report is made shall be fixed as the assessed value of all crude petroleum covered by such report.

But, where the report shows the sale of crude petroleum during the month covered by such report, if it shows that all crude petroleum reported has been sold, then the market price of such crude petroleum on each day of such sale or sales shall be the assessed value of all crude petroleum sold on such date of sale, and the total amount of tax to be reported as the assessment on such report shall be the total of the assessment made on such sale or sales; but if such report shows that any part of the crude petroleum so reported remains unsold, then as to such portion remaining unsold the market price of this crude petroleum on the first business day after said tenth day of the month following the month covered by such report shall be fixed as the assessed value of such portion of the crude petroleum unsold, and a total amount of the tax to be reported as the assessment on such report shall be the total of the assessments made on such sold and unsold crude petroleum.

The State Tax Commission in making the assessments shall take into consideration transportation charges.

§ 7. Every person, firm, corporation or association required to make a report as provided in section 5 hereof shall

be responsible and liable for the taxes as herein set forth on all crude petroleum so received by it, and it shall collect from the producer or owner of any interest herein either money or crude petroleum the taxes imposed under the provisions of this act; but if the collection is in crude petroleum such transporter is authorized and empowered to sell the same and pay said taxes by check or cash to the State Tax Commission or sheriff, as provided by this act.

§ 8. The State Tax Commission may require reports on blanks prepared by it from all producers and transporters of crude petroleum, in addition to the reports above provided for, as it may deem necessary, from time to time.

Any person, firm, corporation or association required to make reports or collect and pay taxes hereunder, failing to pay such taxes, penalty or interest after becoming delinquent; or failing to make any report required by this act for thirty days after the date upon which the same is required by this act to be made; or failing for thirty days after engaging in the transportation of crude petroleum as set out herein, to register as required hereby, shall be deemed guilty of misdemeanor, and on conviction shall be fined fifty dollars ($50.00) for each day of such failure to be recovered by indictment or civil action, and a false report shall be deemed as a failure of report under this act.

§ 10. That an annual ad valorem tax of five cents on each one hundred dollars of the fair cash value of all such oil and gas leases and rights as are either non-producing or under which crude oil is produced, together with all wells thereon and tools, equipment, material and property of every kind used or intended to be used in the development or operation of such wells, leases or rights, subject to taxation; shall be paid by the owner, person, association or corporation assessed, which tax shall be paid for state porposes only, and in lieu of all other ad valorem taxes by the state, or any county, city, town, or other taxing district on such enumerated property; except that cities and counties of the

state may each impose an ad valorem tax of not exceeding five cents on each one hundred dollars of the fair cash value of such enumerated property.

§ 11. All state taxes collected hereunder shall be paid into the state treasury to the credit of the general expenditure fund.

§ 12. The assessment, the date thereof, the equalization, and a collection of the tax herein imposed, shall be governed by the laws appicable to other personal or real property.

§ 13. In the event a referendum is desired upon this act, then such referendum shall be conducted in all things in the manner provided in chapter 8 of the Acts of the Special 1917 Session of the General Assembly.

§ 14. If any provision of this act shall be held invalid, it shall not affect in any way the other provisions of the act, but they shall remain in full force and effect

§ 15. All laws or parts of laws in conflict herewith are hereby specifically repealed.

Mr. Cole moved that the House resolve itself into the Committee of the Whole for the purpose of hearing said bill discussed by Mr. McDonald and Mr. Rainey T. Wells, of the tax commission.

Said motion was agreed to.

The Speaker vacated the Chair and designated Mr. Cole as Chairman of the Committee of the Whole.

After a time Mr. Cole, Chairman of the Committee of the Whole, reported progress.

At the hour of twelve-thirty o'clock Mr. Strange moved that the House do now recess for one hour.

Said motion was agreed to.

At the hour of one-thirty o'clock the Speaker resumed the Chair and called the House to order.

The House then resumed consideration of said bill.

Mr. Harry Miller offered the following amendments to said bill, viz.:

"Amend H. B. 13 by striking from section 10, line 2 of said printed bill, the words 'and gas.' "

"Amend H. B. 13 by inserting in section 10 thereof, after the words 'leases or rights,' on the 6th line of said section, in the printed bill thereof, the following words. 'and belonging to the owner of such wells, leases or rights.' "

Said amendments were agreed to.

Mr. Pulliam offered the following amendment to said bill, viz.:

"H. B. 13 shall be amended by substituting 'one and two-tenths per cent' in place of 'one per cent,' in line 3 of section 1, and substituting 'one per centum' instead of 'one-half of one per centum,' in line 7 of section 1."

Said amendment was disagreed to.

The yeas and nays being required thereon by Messrs. Pulliam and Layman, were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	Allen B. Cammack	H. C. Duffy
W. B. Belknap	R. J. Cain	D. E. Edwards
Homer Beliles	Lee Clark	J. O. Evans
C. W. Bennett	E. J. Doss	J. E. Hadden

W. R. Haselwood	Leon P. Lewis	G. L. Perryman
L. J. Jeter	J. Will McFarlin	H. A. Pulliam
Hector Johnson	W. J. McMurry	W. M. Simpson
T. H. King	G. W. Morgan	W. D. Watkins
Oscar Leibson	F. V. Nunnelly	—26

Those who voted in the negative were—

A. J. Baldridge	H. M. Fultz	Chas. A. Nelson
J. H. Baughman	O. C. Gartin	E. E. Palmore
L. D. Bax	T. H. Golden	J. J. Patterson
J. E. Bickett	R. O. Huntsman	V. H. Redwine
S. A. Blackburn	J. Roy Johnson	J. F. Reed
W. M. Boling	A. J. Jolly	J. L. Richardson
Wm. H. Bornhorst	D. C. Jones	J. E. Robbins
J. F. Bosworth	H. J. Kegley	Arthur Saunders
W. J. Brandenburg	T. J. Knight	G. W. Shadoan
W. B. Bush	John H. Lawson	Lee L. Simons
J. G. Campbell	I. T. Layman	Geo. W. Smith
Sherman Chasteen	Leroy Lewis	A. W. Stamper
Sam Cole	Martin Light	F. L. Strange
F. W. Collings	J. T. Linton	H. Q. Thompson
L. F. Coomes	J. L. Manning	D. D. Thornberry
J. L. Cushing	J. W. Martin	M. E. Vaughan
B. F. Day	E. B. Miller	C. D. Vincent
J. R. Dorman	Harry Miller	W. S. Wallen
G. L. Drury	J. L. Morgan	E. C. Walker
Wm. M. Duncan	Wm. J. Moore	C. Westerfield
G. W. Eller	E. D. Morris	—62

Mr. Strange offered the following amendment to said bill, viz.:

"Amend H. B. 13 by striking therefrom the word 'five' in section 10 thereof, in line 11, page 6 of the printed bill, and inserting in lieu thereof the word 'twenty.' "

Said amendment was agreed to.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, and the same having been engrossed, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	R. O. Huntsman	V. H. Redwine
L. D. Bax	J. Roy Johnson	J. F. Reed
J. E. Bickett	A. J. Jolly	C. W. Ryans
S. A. Blackburn	D. C. Jones	Lee L. Simons
W. M. Boling	T. J. Knight	F. L. Strange
Wm. H. Bornhorst	I. T. Layman	H. Q. Thompson
J. F. Bosworth	Leon P. Lewis	W. S. Tinsley
J. G. Campbell	Leroy Lewis	J. Wood Vance
Sam Cole	J. L. Manning	C. D. Vincent
L. F. Coomes	Harry Miller	W. S. Wallen
J. L. Cushing	G. W. Morgan	E. C. Walker
J. R. Dorman	E. D. Morris	W. D. Watkins
G. L. Drury	E. E. Palmore	C. Westerfield

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Those who voted in the negative were—

W. L. Agee	Sherman Chasteen	J. O. Evans
T. H. Baker	Lee Clark	H. M. Fultz
A. J. Baldridge	F. W. Collings	O. C. Gartin
J. H. Baughman	B. F. Day	T. H. Golden
W. B. Belknap	G. Givens Dixon	J. E. Hadden
Homer Beliles	E. J. Doss	W. R. Haselwood
C. W. Bennett	H. C. Duffy	L. J. Jeter
W. J. Brandenburg	Wm. M. Duncan	Hector Johnson
Allen B. Cammack	D. E. Edwards	H. J. Kegley
R. J. Cain	G. W. Eller	T. H. King

John H. Lawson	E. B. Miller	Arthur Saunders
Oscar Leibson	Wm. J. Moore	G. W. Shadoan
Martin Light	Chas. A. Nelson	W. M. Simpson
J. T. Linton	F. V. Nunnelly	Geo. W. Smith
J. Will McFarlin	J. J. Patterson	A. W. Stamper
W. J. McMurry	G. L. Perryman	D. D. Thornberry
R. D. McMurtry	H. A. Pulliam	M. E. Vaughan
J. W. Martin	J. E. Robbins	F. E. Wilson

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Mr. Jeter moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Duncan:

H. B. 493. An act to repeal and re-enact project No. 22 of section 5 of chapter 17 of the Acts of 1920, relating to roads and bridges.

To Committee on Public Roads and Highways.

By Mr. Simpson:

H. B. 394. An act establishing road leading from Longridge to Cherry Grove, by Jonesville, Stewartsville, Heekin to Cherry Grove.

To Committee on Public Roads and Highways.

By same:

H. B. 495. An act establishing the road leading from Glencoe to Nepoleon, South Fork, Beaver and Richwood.

To Committee on Public Roads and Highways.

By same:

H. B. 496. An act establishing the road leading from project 49, at the Brissie road, to project 5, by Harris Musselman's, via Sweet Owen, Needmore, Holbrook and Lawrenceville.

To Committee on Public Roads and Highways.

By Mr. Collings:

H. B. 497. An act to amend chapter 7 of the Acts of the General Assembly of 1922, by striking out of said chapter the words "not to exceed one," in line thirteen thereof, and by adding in lieu thereof the words "be four."

To Committee on Education No. 2.

By same:

H. B. 498. An act to amend and re-enact section 1739, Kentucky Statutes, Carroll's edition, 1922.

To Committee on Kentucky Statutes.

By Mr. Jolly:

H. B. 499. An act to amend and re-enact section 3563 of Kentucky Statutes, relating to public streets, alley, sidewalk, roads, lanes, avenues, highways and thoroughfares in cities of the fourth class.

To Committee on Cities of the Fourth Class.

By same:

H. B. 500. An act to amend and re-enact section 4042A-12, Carroll's Statutes, edition 1922, relating to duties of county tax commissioner.

To Committee on Kentucky Statutes.

By Mr. Golden:

H. B. 501. An act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky, a road running from Carrollton, Carroll county, Kentucky, via the Little Kentucky river and Hardy creek, to Bedford, Trimble county, Kentucky, and designating said road as project No. 13-B.

To Committee on Public Roads and Highways.

By same:

H. B. 502. An act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky, a road running from Ghent, Carroll county, Kentucky, via Sanders to New Liberty, in Owen county, Kentucky, and designating said road as project No. 13-A.

To Committee on Public Roads and Highways.

By Mr. Thornberry:

H. B. 503. An act to amend section 2, section 4 and section 5 of subdivision 1, chapter 1 of an act of the General Assembly, passed at the Extraordinary Session of 1917, which act related to revenue and taxation.

To Committee on Kentucky Statutes.

By same:

H. B. 504. An act to amend and re-enact section 1061a of the Kentucky Statutes, the same being an act of the General Assembly of the Commonwealth of Kentucky, approved on the 18th day of March, 1914, entitled: "An act to provide a stenographer for the county judge of counties in the Commonwealth containing a population of two hundred thousand or over," this amendment providing for a stenographer for the county judge of other counties.

To Committee on Municipalities.

By Mr. Nelson:

H. B. 505. An act in regard to the state garage; transferring the control and management thereof to the Sinking Fund Commissioners; providing for certain employes and their salaries and the manner of payment thereof and the fund from which same are to be paid and for their removal, and declaring an emergency.

To Committee on State Capitol.

By same:

H. B. 506. An act relating to the bonds of game wardens.

To Committee on Fish and Game.

By Mr. Jones:

H. B. 507. An act to authorize a trustee, assignee for the benefit of creditors, receiver or commissioner, to enforce

the double liability clause against stockholders in banks, trust companies, guaranty companies, investment companies and insurance companies.

To Committee on Banks and Banking.

By Mr. Simons:

H. B. 508. An act to amend subsection 1 of section 492, chapter XLV, Civil Code of Practice, relating to the sale of real estate for reinvestment.

To Committee on Suffrage and Election.

By Mr. Leon P. Lewis:

H. B. 509. An act to amend and re-enact section 2007h-2 of Kentucky Statutes, Carroll's 1922 edition, said act when so amended and re-enacted to provide more adequately for forestry work, and appropriating money therefor.

To Committee on Forestry.

By Mr. Martin:

H. B. 510. An act establishing as a part of the primary system of state highways, a road leading from the point of intersection of Hodgenville and Sonora road with the Dixie Highway, project No. 3, in Hardin county, to Hodgenville, in Larue county, following as nearly as practicable the said Hodgenville and Sonora road, and designing same as project No. 3½.

To Committee on Public Roads and Highways.

By Mr. Vaughn:

H. B. 511. An act to provide for the safety of life and property and to create a Board of Boiler Rules, which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the Board of Boiler Rules; to provide for the inspection of steam boilers and the fees to be charged therefor, and to provide a penalty for the violation of the provisions of this act.

To Committe on Kentucky Statutes.

By same:

H. B. 512. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Crab Orchard to Berea.

To Committee on Public Roads and Highways.

By Mr. Pulliam:

H. B. 513. An act to enable cities of the second class having population of less than forty thousand to adopt and operate under the city manager form of government.

To Committee on Cities of the Second and Third Classes.

By same:

H. B. 514. An act to amend by increasing fees for licenses and testing and to re-enact section 7, chapter 74, Acts of the General Assembly of the Commonwealth of Kentucky, 1918, relating to agricultural experiment stations.

To Committee on Kentucky Statutes.

By same:

H. B. 515. An act to validate the peace bond imposed upon liquor law violators, and relating to law enforcement.

To Committee on Kentucky Statutes.

By Mr. Doss:

H. B. 516. An act to define and standardize ice cream and prevent its adulteration and misbranding.

To Committee on Agriculture.

By Mr. Manning:

H. B. 517. An act to amend and re-enact subsection 63b-3 of the Kentucky Statutes, Carroll's edition of 1918, relating to licensing non-graduate veterinarians.

To Committee on Agriculture.

By Mr. E. B. Miller:

H. Res. 5. Resolution authorizing W. P. Burks to sue the Commonwealth of Kentucky.

To Committee on Public Roads and Highways.

Mr. Nelson moved that in as much as the General Assembly has invited Senator Oscar W. Underwood to address the Joint Session of the House and Senate, and since Mr. Underwood has accepted said invitation, the time to be fixed by the two Houses of the General Assembly, that this House join with the Senate in fixing the date of the address of Mr. Underwood for next Monday, January 25, at one-thirty o'clock p. m., and that the Speaker appoint a committee of three to act with a like committee from the Senate for the

purpose of advising Mr. Underwood of the acceptance and date aforesaid.

Said motion was agreed to.

Thereupon the Speaker appointed Messrs. Nelson, Robbins and Bosworth as members of said committee.

Mr. Bickett offered the following resolution, viz.:

Whereas, Henry T. Gartin, of Marion county, Kentucky, on yesterday passed the the Great Beyond, and,

Whereas, he was a member of the House of Representatives during the 1912 session, and during the time of his service he rendered splendid and efficient service to his county and State of Kentucky; now, therefore,

Be it resolved by the members of this House, that in his passing the State of Kentucky has suffered a signal loss, and,

Be it further resolved, that the Clerk of this House send to the widow of said Henry T. Gartin a message conveying to her the heartfelt sympathy of every member of the House of Representatives.

Said resolution was adopted.

The committees to which same had been referred reported bills of the following titles, viz.:

By Mr. Nelson, of the Committee on Appropriations:

H. B. 373. An act relating to idiots and lunatics.

Together with an amendment thereto.

By Mr. Redwine, of the Committee on Banks and Banking:

H. B. 259. An act to amend section 577, Kentucky Statutes, pertaining to the minimum capital stock of banks.

By Mr. Bennett, of the Committee on Circuit Courts:

H. B. 330. An act to fix and regulate the times of holding the terms of circuit court in Fifth Judicial District.

By same:

H. B. 138. An act relating to the taking of depositions in shorthand notes and transcribing and certification thereof, and to regulate the fees of officers taking depositions, and to amend section 582, Civil Code of Practice.

By same:

H. B. 104. An act prescribing the effect of appeals from orders or judgments of trial courts on motions to quash, process or officers' return thereon.

By same:

H. B. 304. An act to amend section 965, Carroll's Statutes, 1922 edition, fixing the time for holding court in the Thirty-fifth Judicial District, relating to circuit courts, and declaring an emergency.

By same:

H. B. 147. An act to amend section 4643, Kentucky Statutes, Carroll, 1922, relating to official stenographers, by striking out the following words: "where the testimony of such witness or witnesses can not be procured," and substi-

tuting therefor the following: "When the witness or witnesses are dead, insane, absent from the state, confined in the penitentiary or laboring under such other mental or physical infirmity as to render it impossible to secure his deposition within a reasonable time.

By Mr. Thornberry, of the Committee on Cities of the Second and Third Classes:

H. B. 115. An act to amend and re-enact section 3146, Kentucky Statutes, being part of the charter of cities of second class, providing for salary of police judge.

By same:

H. B. 366. An act to amend and re-enact chapter 53, Acts 1922, relating to and fixing the time when, the question of annexation by any city of the second, third or fourth class may again be taken up and submitted to an election after it has been once rejected.

By same:

H. B. 114. An act to amend section 3037-F, Kentucky Statutes, making it apply to cities of the second and third class as well as the first.

By same:

H. B. 193. An act to define, regulate and license real estate brokers and real estate salesmen in each city of the first or second class; to create a State Real Estate Commission, and to provide a penalty for violation of the provisions thereof.

By same:

H. B. 118. An act to amend and re-enact section 3142B-11, Kentucky Statutes, Carroll's sixth edition, 1922.

By Mr. Knight, of the Committee on Cities of the Fifth and Sixth Classes:

H. B. 381. An act to amend section 3702 of the Kentucky Statutes, Carroll's edition, 1922, relating to violation of ordinances, misdemeanors, imprisonment in towns of the sixth class.

By Mr. Martin, of the Committee on Insurance, Life and Accident:

H. B. 374. An act to amend section 199a-2, chapter 12a, of the Kentucky Statutes, Carroll's Kentucky Statutes, sixth edition, 1922, relating to burial association.

By Mr. Hawkins, of the Committee on Juvenile Courts and Children's Home:

H. B. 319. An act to amend and re-enact an act entitled, "An act to create a commission to be known as the Kentucky Child Welfare Commission, and to prescribe its duties and functions," which became a law on March 24, 1922, by adding thereto a provision for the establishment of a children's bureau under the control of the Kentucky Child Welfare Commission, and to appropriate funds necessary for the discharge of the functions of said children's bureau and of the Kentucky Child Welfare Commission.

By same:

H. B. 320. An act enabling the fiscal court of county commissioners of each county to establish and maintain a child welfare board.

By Mr. Bax, of the Committee on Municipalities:

H. B. 376. An act defining industrial and commercial painting and to secure in cities of the first class the examination for qualification and the registration and licensing of persons engaged in commercial and industrial painting and to secure the supervision and inspection of commercial and industrial painting as defined by this act.

By same:

S. B. 37. An act to amend and re-enact section 3146, Kentucky Statutes.

By Mr. Coolings, of the Committee on Pure Food.

H. B. 390. An act to amend and re-enact chapter 72 of the Acts of the General Assembly of 1922, entitled, "An act to promote the production of better eggs in Kentucky," by regulating the traffic in eggs to prevent fraud and misrepresentation in dealing in eggs; to prevent the sale of eggs unfit for human food, and to fix penalties for the violations of provisions.

By Mr. Boling, of the Committee on Public Health:

H. B. 217. An act authorizing the sale of property heretofore or hereafter acquired and owned by any county or counties of this state, to be used for or to establish a sanatorium for the treatment of tuberculosis, where such property has ceased to be used for such purpose, or in the judgment of the fiscal court of any such county or counties the property so acquired and owned by it or them is not being and cannot be maintained and successfully used for such purpose.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

Mr. Redwine moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, FEBRUARY 20, 1924.

The House was opened with prayer by the Right Reverend Father Klostermann, of the Roman Catholic church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
F. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis

Martin Light	F. V. Nunnelly	A. W. Stamper
J. T. Linton	E. E. Palmore	F. L. Strange
J. Will McFarlin	J. J. Patterson	D. D. Thornberry
W. J. McMurry	G. L. Perryman	W. S. Tinsley
R. D. McMurtry	H. A. Pulliam	N. I. Toombs
J. W. Martin	V. H. Redwine	M. E. Vaughan
E. B. Miller	J. F. Reed	C. D. Vincent
Harry Miller	J. E. Robbins	W. S. Wallen
G. W. Morgan	Arthur Saunders	E. C. Walker
J. L. Morgan	G. W. Shadoan	W. D. Watkins
Wm. J. Moore	Lee L. Simons	C. Westerfield
E. D. Morris	W. M. Simpson	F. E. Wilson
Chas. A. Nelson	Geo. W. Smith	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Knight moved that the privileges of the floor be extended to Hon. Paul Heflin.

Said motion was agreed to.

Mr. Cain moved that a leave of absence be granted to Mr. Moore.

Said motion was agreed to.

Upon a call of the counties and legislative districts, the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Layman:

H. B. 518. An act to amend and re-enact subsection 2 of 552 of the Civil Code of Practice, relating to the mode of taking testimony.

To Committee on Codes of Practice.

By Mr. Bax:

H. B. 519. An act to amend, repeal and re-enact sections 340 and 453 of the Code of Practice in criminal cases.

To Committee on Codes of Practice.

By same:

H. B. 520. An act to repeal, amend and re-enact section 209 of the Code of Practice, criminal cases.

To Committee on Codes of Practice.

By Mr. Harry Miller:

H. B. 521. An act entitled an act to amend and re-enact an act entitled an act relating to revenue and taxation; fixing the annual tax rate on unmanufactured agricultural products subject to taxation other than unmanufactured products actually on hands at the plants of manufacturing concerns for the purpose of manufacture; fixing the rate of assessment.

To Committee on Kentucky Statutes.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

1. S. B. 19. An act providing for the metaling on inter-county seat roads heretofore graded and drained at the cost of the Commonwealth in whole or in part.

2. S. B. 305. An act authorizing the sale of property heretofore or hereafter acquired and owned by any county or counties of this state, to be used for or to establish a sanatorium for the treatment of tuberculosis, where such prop-

erty has ceased to be used for such purpose, or in the judgment of the fiscal court of any such county or counties the property so acquired and owned by it or them is not being and cannot be maintained and successfully used for such purpose.

3. S. B. 166. An act to amend section 965, Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the Thirty-first Judicial District, and fixing the time therefor, and declaring an emergency.

4. S. B. 115. An act to amend and re-enact section 3142B-3, Kentucky Statutes, Carroll's sixth edition, 1922.

5. S. B. 265. An act to amend and re-enact section 2007h-2 of Kentucky Statutes, Carroll's 1922 edition, said act when so amended and re-enacted to provide more adequately for forestry work and appropriating money therefor.

Said bills were ordered printed and referred:

1. To Committee on Public Roads and Highways.

2. To Committee on Kentucky Statutes.

3. To Committee on Circuit Courts.

4. To Committee on Municipalities.

5. To Committee on Forestry.

The hour of ten-thirty o'clock having arrived, that being the hour set for the Special Order of the Day, the House took up for consideration from the Orders of the Day a bill entitled

H. B. 417. An act to repeal and re-enact sections 1, 2 and 3 respectively of Chapter 17 of the Acts of the General Assembly of 1920, approved March 16, 1920, and which will be found published in the Session Acts of 1920, begnining on page 76 thereof, all relating to roads and bridges and the Department of State Roads and Highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1 of chapter 17 of the Acts of 1920 relating to roads and bridges be and the same is hereby repealed and re-enacted, so that as re-enacted it will read as follows:

The department of the state government known as the Department of Public Roads is hereby continued and shall be known and designated as the Department of State Roads and Highways.

(1) There is hereby created a State Highway Commission which shall consist of four members, all of whom shall be appointed on or before July 1st, 1924, by the Governor from the dominant political parties, and not more than two of whom shall be members of the same political party. One member shall be appointed from a district composed of the present First, Second and Third Congressional Districts; one from a district composed of the present Fourth and Fifth Congressional Districts; one from a district composed of the Sixth, Seventh and Eighth Congressional Districts; and the other one from a district composed of the Ninth, Tenth and Eleventh Congressional Districts. Two of the members so appointed shall serve for two years and two shall serve for four years, and their successors shall be appointed on or before July 1st in the year in which their terms expire, for a term of four years. The commission shall upon its organization select a chairman and secretary of the

commission from among its members. Three members shall constitute a quorum to do business. The members shall be citizens and residents of Kentucky and shall be not less than thirty years of age, and each shall be a representative business man and shall be well informed as to the needs and requirements of different sections of the state, with reference to roads and highways.

The Governor shall be ex officio a member of the Commission without vote, except that in case of a tie he shall cast the deciding vote, and he shall not be required to attend the meeting of the commission except at his convenience or pleasure.

No member of the commission shall have any interest directly or indirectly in any contract made by the commission, nor shall they own or have directly or indirectly any interest in the corporation, firm, company, association or partnership engaged in the business of mining, manufacturing, preparing or selling any road construction material or machinery, or engaged in the business of building, constructing or maintaining public roads, bridges or highways, or in furnishing, soliciting or executing bonds for contractors dealing with the commission or its agents or officers. Before assuming the duties of his office each member shall take the constitutional oath of office and a record thereof shall be entered on the minutes of the commission. The said commission shall have its office with the Department of State Roads and Highways. The commission shall provide a book in which shall be recorded all of its proceedings at each meeting, which records shall be signed by the chairman and secretary of the board. The commission shall meet at least once each month and may meet at any time upon the call of the chairman or two members of the commission, such call to be in writing and made a matter of record. It shall be the duty of the commission to make a careful investigation of all problems relating to the construction and maintenance of roads and bridges in the state; it shall examine all proj-

ects and ascertain the feasibility of all routes and shall obtain information as to the proper type or character of road for any project; it shall examine all types of road material which may be used, or the use of which is contemplated, in the construction, re-construction or maintenance of any road hereinafter mentioned; it shall, from time to time, examine and have examnied the books of the Department of State Roads and Highways; it shall give to the engineer full and complete information as may be obtained by it, of all matters which it investigates, and shall advise him fully as to all matters and things for the best interest of the state in the construction, reconstruction and maintenance of roads and bridges, and the advice and information given shall be made a matter of record on the minutes of the commission. The commission shall make a report to the Governor at least once each year, and oftener if required by him, giving in detail all information which will fully advise him and the General Assembly of the work done by the department, and particularly showing in detail all moneys expended and the purposes for which spent. In reaching a conclusion on any matters pertaining to the duties of his office, the engineer shall consider, and reach his conclusions from the information and advice furnished him by the commission, and from information obtained by himself and assistants from other sources. The commission shall be paid actual and necessary traveling expenses while engaged in the performance of his duties under this act.

The chief administrative officer of said department shall be known as the State Highway Engineer, who shall be appointed by the commission during the month of June, 1924, and during said month every four years thereafter the commission shall appoint a State Highway Engineer, each such appointee to hold office for a term of four years from the first day of July, following his appointment, or until his successor is appointed and qualified, unless sooner removed by said commission.

The State Highway Engineer shall not be less than thirty years of age at the time of his qualification; he shall be a graduate of civil engineering from some reputable university or technical college and shall have had not less than five years' experience in civil and highway engineering. The said engineer shall qualify by taking and subscribing the constitutional oath and an oath to well and truly perform the duties of his office, which shall be filed with the Secretary of State, and by executing a bond in such penal sum as may be fixed by the commission; same to be approved by the commission and filed with the Secretary of State.

In addition to the other duties imposed upon the engineer, he may, with the approval of the commission, cause any road to be constructed by force account when no satisfactory bid is received for the construction of such road, after the necessary steps have been taken, as provided by law, to obtain bids for such work, and he may in like manner, and under like limitations do any part of the work of constructing any road by force account.

The engineer is hereby empowered and authorized, with the consent and approval of the commission, to employ such assistants and employes as may be necessary to carry on the work which is or may be under the supervision of the department, and said engineer is authorized and empowered to fix the salaries of such assistants and employes, subject to approval by the commission, and such salaries shall be paid monthly out ofthe state treasury upon the certification of the commission to the Auditor of Public Accounts and charged to the state road fund, and the commission may require such assistants and employes to execute such bonds as they may deem necessary.

The engineer, with the approval of the commission, may remove any assistant or employe when, in their judgment, the good of the department requires it.

The Governor may appoint an executive secretary, who shall be required to give his entire time and attention to the

duties of his office, and who shall be appointed on or before the 1st of July, 1924, and on or before said day every four years thereafter, subject to removal at any time by the Governor.

Said executive secretary shall see to the keeping of and have access to all the records of the department, and shall aid and assist the commission and engineer in gathering data, information and statistics such as may be useful and helpful to the work of the department, and shall make reports of the workings, business methods and activities of the department to the Governor and each member of the commission on the first of each and every month, and at such other times as the Governor or the commission may direct, and shall do and perform such other duties as the commission may require.

Said executive secretary shall receive an annual salary of $4,000.00, to be paid in like manner and out of the same fund as is herein provided for the payment of the engineer and assistants, and he shall qualify by taking the same oaths as are required of the engineer, same to be filed with the Secretary of State, and may be required by the commission to execute bond in such sum as may be fixed by the commission, same, as well as bonds required by assistants, to be approved by the commission. The premium on all bonds to be executed by officers, assistants or employes shall be considered and paid as other expenses of the department.

§ 2. That section 2 of chapter 17 of the Acts of 1920 be and the same is hereby repealed and re-enacted so that as re-enacted it will read as follows:

The State Highway Engineer shall receive a salary of $5,000.00 annually, to be paid monthly out of the state treasury and charged to the state road fund, and shall be furnished with ample office room at the State Capitol, for himself and all assistants, for the proper prosecution of their work.

The engineer and all officers, assistants and employes of the department shall be paid their actual necessary traveling

expenses while engaged in the discharge of official and departmental duties, said expenses to be paid, upon certification to the Auditor, by the commission, and charged to the state road fund. The total expenses of the department, including salaries, traveling expenses and all other expenses connected with or incident to the work imposed on the department, shall not exceed in the aggregate in any one year, ten per centum of the total road fund expended for said year.

§ 3. That section 3 of chapter 17 of the Acts of 1929 be repealed and re-enacted so that when re-enacted same shall read as follows:

In addition to the duties imposed upon it in the preceding section, the commission may cause to be printed and distributed from time to time, bulletins containing useful information touching the construction and maintenance of roads; it shall, on or before the first day of December, biennially, and oftener if so required by the Governor, make a report to the Governor for general information and for use of the General Assembly, which report shall give in detail a statement of all expenses and salaries, and shall set out in full all activities of the department, showing work done and work in progress, with a detailed statement of the cost or proposed cost thereof; the income and expenditures of the department shall be fully stated and, in addition, the report shall contain such useful information as the commission may deem of importance, together with recommendations looking towards increasing the efficiency of the department. The engineer shall make, under the supervision of the commission, all necessary surveys in the establishment and construction of the system of roads now or hereafter designated as such, and shall make and provide all necessary maps, prints, plans and specifications of all work to be done on said roads, or any of them; and he shall, under the supervision of the commission, select the route, or any part of the route, between the points designated, and may deviate from existing or proposed routes when necessity for such deviation is

found; he shall establish the width and grades of all roads, and provide suitable and adequate systems of drainage; he shall determine the type or character of all roads, subject to the approval of the commission, which shall be constructed in whole or in part between designated points, and shall prepare estimates of costs, advertisements for bids, contracts for construction or maintenance, and all necessary forms in connection therewith; he shall have full power, subject to the approval of the commission, and within the limitations of this act, to designate roads and sections of roads for construction. After surveys, plans, specifications and estimates have been completed for any road, or any part or section of any road, and the type or character of such road has been determined, he shall advertise in newspapers published in or out of this Commonwealth for and receive bids as provided in this act; he shall prescribe rules and regulations for the care and maintenance of roads after they have been constructed; he shall have full power to stop or regulate all traffic or travel over any road in process of construction or improvement and until same is ready to be opened to the public, and for that purpose he shall have power to designate other roads for the accommodation of all travel and traffic until the road under construction is entirely completed, and he shall have power to establish temporary roads to accommodate travel and traffic until the road under construction is finally completed and may, with the approval of the commission, make arrangements with land owners for such necessary temporary rights of way for the establishment of temporary roads, and he may contract and pay for same out of the road fund by certifying the cost thereof to the Auditor; said temporary road shall be designated and opened for travel by the engineer or his agents at least two weeks before work is begun on the road proposed to be constructed or improved.

The commission is empowered and authorized to advertise for bids and enter into contracts for the purchase of and

to purchase any and all materials of any kind or character used in the construction or maintenance of roads and highways constructed or maintained under this law or laws hereafter enacted. For the faithful performance of any contracts entered into by the commission and any contractor, the commission may require bond or bonds, or secure same by any means they in their discretion may deem advisable and expedient.

The commission is hereby authorized and empowered to enter into contracts and agreements with the United States government relating to the survey, construction and maintenance of roads under the provisions of the act of Congress approved July 11, 1916, entitled:

"An act to provide that the United States shall aid the states in the construction of rural post roads, and other purposes," which act will be found in the United States Statutes at Large, page 355, or any act amendatory thereof, or any act of Congress having in view the same, or substantially the same object, which may hereafter be enacted and to submit such plan or program of construction and maintenance as may be required by the Secretary of Agriculture of the United States, or any other officer who may be designated by Congress, and do all other things necessary to fully carry out the cooperation contemplated, or that may be hereafter contemplated and provided for by said act, or any future act; the commission shall have the power, and it is hereby authorized to set apart and appropriate from the state road fund an amount equal to any sum or sums that have been or may be allotted to the Commonwealth of Kentucky by the United States government, or any sum or sums that may be necessary to carry on cooperative work with the United States government under existing or future laws and plans, and there is hereby appropriated from the state road fund sufficient funds to enable the said commission to pay the Commonwealth's portion for the construction and maintenance of rural post roads as provided for in the present,

or any future federal aid act; the commission is hereby directed and authorized to prepare the necessary plans and specifications and to enter into contracts for and to supervise the construction of federal aid roads in accordance with the rules and regulations of the Secretary of Agriculture of the United States, or any other officer designated for that purpose by the United States government. The State Treasured is hereby authorized to receive such money or moneys as may be due the Commonwealth under the provisions of the present or any future federal aid act, and the same shall be paid out by him upon warrants of the Auditor, which warrants shall be issued only in payment of claims certified to him by the commission.

The commission shall have power and authority at any time to add to the primary system of highways in this state, any and all roads, projects or sections thereof as may be designated by the federal government as state or national highways, and may adopt as part of such system any federal routes.

The commission is hereby authorized to turn over to the respective counties any road or roads which may have been constructed under the state aid law, except such road or roads as may be a part of the primary system of roads now or hereafter designated as such, and the counties shall be under full obligation to maintain such roads as may be turned over to and received by them. The commission shall have full power to carry out all contracts which may have been entered into under the state aid law, and the state shall be fully bound to pay its part of the construction of said roads under the state aid law, and the said commission is hereby authorized to certify to the Auditor the amount due any county where the full amount due is determinable, and the Auditor of Public Accounts is hereby authorized and directed to draw his warrant or warrants for such sum as is shown to be due any county by reason of the construction of roads under the state aid law. Such warrants shall be made payable to the

county treasurer or to any person the county, through its fiscal court, may direct, and the county, or such person, may direct the Auditor in what denominations said warrants shall be drawn. Said warrants shall be payable from the state road fund and shall be in the same form as warrants drawn by the Auditor on the general fund. If there be not sufficient money in the road fund to meet such debts when so certified, then said warrants shall be so drawn as to bear interest at the rate of five per centum annually, payable semi-annually on the first day of January and the first day of July. Said warrants shall be numbered serially and the commission shall order them called in for cancellation from time to time when there is money in the state road fund available therefor, such call to be made through the State Treasurer in the manner that interest bearing warrants against the general fund are now called. In making such call, the commission shall take care not to discriminate against any county.

No such warrant shall bear interest after it has been called for payment. If not otherwise herein provided, the laws governing the issuance and payment of warrants drawn against the general funds shall govern and control the warrants herein provided for; the said commission shall ascertain all gifts, donations or appropriations which have heretofore been made or promised by any person, firm, corporation, county or municipality in aid of the construction of any road known as a state air or state and federal aid road, and where such gift, donation, appropriation or promise has not been completed, said gifts, donations or appropriations, or any promise thereof, shall be binding and enforceable and of full effect the same as when made, and nothing in this act shall be construed to affect the validity thereof.

In addition to the foregoing enumeratel powers and duties, it shall be the duty of the commission to perform any and all other duties imposed upon it by this or any other act, and particularly shall it be its duty to do and cause to be

done all things necessary to construct and maintain the system of primary roads now or hereafter designated as such, and where there is no provision of law covering any necessary thing to be done in the construction and maintenance of said road, it shall do or cause to be done such necessary things in the way and manner best calculated, in its judgment, to accomplish the necessary object, and it is intended that the provisions contained in this act shall be treated as restrictions on their powers and not a delegation of power, that is, but for the act they would have plenary powers, and they may do all things necessary in the construction and maintenance of said roads except where the power to act is denied or restricted.

Wherever and whenever the word "department" occurs herein it shall mean the Department of State Roads and Highways; and wherever and whenever the word "commission" is used herein it shall mean the State Highway Commission, and wherever and whenever the word "engineer" is used herein it shall mean the State Highway Engineer.

All laws and acts or parts of laws and acts in conflict herewith are hereby repealed.

Together with the following committee amendments, viz.:

"Add after the word 'department,' after line 125, on page 6 of the printed bill, the following:

" 'The commission shall select some person to have and take charge of a labor expense fund, such person to execute bond in such sum as may be fixed by the commission, the bond to be approved by the commission.

" 'Upon the order of the commission, the Auditor of Public Accounts shall draw his warrant in a sum not to exceed $25,000 at any one time, payable to the commission,

which shall be paid by the Treasurer to the commission, and by them placed in a fund to be known as the labor expense fund, same to be disbursed and paid out from time to time by such person on the order of the engineer or commission for the performance of labor incident to the work of the department on roads under charge of the commission.' ''

''Amend line 29, on page 2, by inserting between the words 'tie' and 'he,' the following: 'In the election of a chief engineer in.' ''

''Amend line 73, on page 3 of H. B. 417 by inserting between the words 'paid' and 'actual' therein, the words 'fifteen dollars per day each, and.' ''

Said amendments were each and severally adopted.

Mr. Jones offered the following amendment, viz:.

''Amend H. B. 417, that after the word 'commission,' on line 32 of page 2, add the words 'State Highway Engineer or any division engineer.' ''

Said amendment was adopted.

Mr. Leon P. Lewis offered the following amendment, viz.:

''Amend H. B. 417 by adding to line 98, on page 4, the following:

'' 'At statement showing in detail the total cost of such force account work shall be compiled on completion of the work, including overhead expense, use of equipment and all costs of every kind, which statement shall become a public record.' ''

Said amendment was disagreed to.

The yeas and nays being required thereon by Messrs. Lewis and Strange were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	H. M. Fultz	Harry Miller
A. J. Baldridge	O. C. Gartin	J. L. Morgan
J. H. Baughman	J. W. Howard	F. V. Nunnelly
W. B. Belknap	L. J. Jeter	E. E. Palmore
Homer Beliles	A. J. Jolly	G. L. Perryman
C. W. Bennett	D. C. Jones	J. F. Reed
W. B. Bush	H. J. Kegley	Lee L. Simons
Allen B. Cammack	Oscar Leibson	Geo. W. Smith
Sam Cole	Leon P. Lewis	H. Q. Thompson
L. F. Coomes	Leroy Lewis	W. S. Tinsley
J. L. Cushing	J. Will McFarlin	C. D. Vincent
J. R. Dorman	W. J. McMurry	W. D. Watkins
D. E. Edwards	R. D. McMurtry	
G. W. Eller	J. L. Manning	

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Those who voted in the negative were—

T. H. Baker	J. E. Hadden	J. J. Patterson
L. D. Bax	W. R. Haselwood	H. A. Pulliam
J. E. Bickett	R. O. Huntsman	V. H. Redwine
W. M. Boling	Hector Johnson	J. E. Robbins
J. F. Bosworth	J. Roy Johnson	Arthur Saunders
W. J. Brandenburg	T. H. King	G. W. Shadoan
R. J. Cain	T. J. Knight	W. M. Simpson
Lee Clark	John H. Lawson	A. W. Stamper
F. W. Collings	I. T. Layman	F. L. Strange
B. F. Day	Martin Light	D. D. Thornberry
E. J. Doss	J. T. Linton	N. I. Toombs
G. L. Drury	J. W. Martin	M. E. Vaughan
Wm. M. Duncan	G. W. Morgan	W. S. Wallen
J. O. Evans	E. D. Morris	E. C. Walker
T. H. Golden	Chas. A. Nelson	C. Westerfield

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Mr. Leon P. Lewis offered the following amendment, viz.:

"Amend H. B. 417 by adding in line 56, on page 8, after the word 'enacted,' the following: 'and may pay for such materials when delivered at the destination specified in the contract.' "

Said amendment was adopted.

Mr. Harry Miller offered the following amendment, viz.:

"Amend H. B. 417, at page 8, line 57, by striking therefrom after the word 'contractor,' the following: 'the commission may require bond or bonds, or secure same by any means they in their discretion may deem advisable and expedient,' and inserting in lieu thereof the following: 'the commission shall require bond or bonds with adequate surety, or other adequate security approved by the commission.' "

Said amendment was disagreed to.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	C. W. Bennett	W. J. Brandenburg
T. H. Baker	J. E. Bickett	W. B. Bush
J. H. Baughman	S. A. Blackburn	Allen B. Cammack
L. D. Bax	W. M. Boling	J. G. Campbell
W. B. Belknap	Wm. H. Bornhorst	R. J. Cain
Homer Beliles	J. F. Bosworth	Lee Clark

Sam Cole	H. J. Kegley	G. L. Perryman
F. W. Collings	T. H. King	H. A. Pulliam
L. F. Coomes	T. J. Knight	V. H. Redwine
J. L. Cushing	John H. Lawson	J. F. Reed
B. F. Day	I. T. Layman	J. L. Richardson
J. R. Dorman	Oscar Leibson	J. E. Robbins
E. J. Doss	Leon P. Lewis	C. W. Ryans
G. L. Drury	Leroy Lewis	Arthur Saunders
Wm. M. Duncan	Martin Light	G. W. Shadoan
D. E. Edwards	J. T. Linton	Lee L. Simons
G. W. Eller	J. Will McFarlin	W. M. Simpson
J. O. Evans	W. J. McMurry	Geo. W. Smith
H. M. Fultz	R. D. McMurtry	A. W. Stamper
O. C. Gartin	J. L. Manning	F. L. Strange
T. H. Golden	J. W. Martin	D. D. Thornberry
J. E. Hadden	E. B. Miller	W. S. Tinsley
W. R. Haselwood	Harry Miller	N. I. Toombs
J. W. Howard	G. W. Morgan	M. E. Vaughan
R. O. Huntsman	J. L. Morgan	C. D. Vincent
L. J. Jeter	E. D. Morris	W. S. Wallen
Hector Johnson	Chas. A. Nelson	E. C. Walker
J. Roy Johnson	F. V. Nunnelly	W. D. Watkins
A. J. Jolly	E. E. Palmore	C. Westerfield
D. C. Jones	J. J. Patterson	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Strange moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Nelson moved that the session of today be extended indefinitely.

Said motion was agreed to.

The hour of eleven o'clock having arrived, that being the hour set for the special order, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 332. An act to repeal sections 1 to 10 inclusive, of an act entitled, "An act to further regulate the Bureau of Agriculture, Labor and Statistics," approved March 17, 1902, as amended by an act entitled an act to amend an act entitled 'An act to further regulate the Bureau of Agriculture, Labor and Statistics,' approved March 17, 1902, and being section 33-a of the Kentucky Statutes," which was approved March 15, 1912, and being section 33a of the Kentucky Statutes, Carroll's edition of 1922, and providing in lieu thereof for the reorganization of the Department of Labor under the Bureau of Agriculture, Labor and Statistics, including personnel, their salaries, qualifications, duties and penalties for interference and providing for an appropriation with which to carry out the objects of this act.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That sections 1 to 10 inclusive of an act entitled. "An act to further regulate the Bureau of Agriculture, Labor and Statistics," approved March 17, 1902, as amended by an act entitled, "An act to amend an act entitled 'an act to further regulate the Bureau of Agriculture, Labor and Statistics,' approved March 17, 1902, and being section 33a of the Kentucky Statutes," which was approved March 15, 1912, and being section 33a of the Kentucky Statutes, Carroll's edition of 1922, be repealed, and in lieu thereof, the Department of Labor, under the Bureau of Agriculture, Labor and Statistics, be reorganized as follows, and the following enacted:

§ 2. Personnel of the Department.—In the Bureau of Agriculture, Labor and Statistics there shall be appointed by the commissioner, with the approval of the Governor, as specified in section 4, a chief labor inspector, who may be

either a man or woman, and four deputy labor inspectors, two of whom shall be men and two shall be women, who, with one clerical assistant, shall constitute the Department of Labor under the commissioner. The chief labor inspector shall receive $3,000.00 per annum, and each deputy $2,000.00 per annum, payable monthly. The salary of the clerical assistant shall not exceed $1,200.00 per annum.

§ 3. Qualifications of the Chief Labor Inspector.—The chief labor inspector shall be a person with a good working knowledge of shop and factory practice, industrial sanitation, accident prevention, the general industrial development in the state, and of the labor laws of the state, and shall also be a person of executive ability and good moral character. The chief labor inspector shall, under the commissioner, be in complete charge of the activities of the Department of Labor, an dtogether with his deputies, shall inspect places of employment.

§ 4. Competitive Examination of Applicants for Chief and Deputy Inspectorships.—Every person desiring appointment either as chief or deputy labor inspector shall be required to pass a competitive written or oral examination touching his or her general qualifications and knowledge of the technical and legal phases of the work required for such positions. The records of such examinations (including questions, answers and marks awarded) shall be kept in the department as a matter of public record and open to the inspection of any citizen at any and all times. Such examination shall be held by the commissioner, the State Sanitary Engineer and the head of the Engineering Department of the University of Kentucky. The chief inspector shall be chosen from among the four applicants receiving the highest rating. Any vacancy occurring in the office of chief or deputy inspectors shall be filled in the same manner as appointments are made in the first instance.

§ 5. Causes and Procedure for Removal From Office.—The chief inspector and the deputy inspectors shall be ap-

pointed for a period of four years, and may be removed from office by the commissioner for neglect of duty, incompetence, gross insubordination, intoxication or immorality: Provided, that such removal shall not take place until at least five days after a written notice specifying the charges against him or her shall be sent by regisered mail to the offending inspector, who may demand a public hearing of said charges. A copy of this notice shall be filed with the Secretary of State and shall be a matter of public record, and a record shall also be kept of the proceedings of such hearing, and any party feeling aggrieved may appeal to the Governor, who may reverse the findings of the commissioner on the records.

§ 6. Duties of the Department.—The Department of Labor shall, through its inspectors, visit places of employment for the purposes of (1) the investigation of the condition of employment affecting the life, health, safety, of employes; (2) the administration and enforcement of all laws of the state regulating the employment of labor, and (3) the collection of statistics pertaining thereto. Any employer shall be furnished, upon request made to the chief labor inspector, a detailed report of any inspection of that employer's place of business.

§ 7. Records.—Proper, complete and permanent records shall be made of all investigations showing dates when examinations were made, the condition in which the establishment was found and what changes were ordered. Such records shall be delivered by the chief labor inspector, at the expiration of his term of office to the incoming commissioner who shall give to the chief labor inspector a properly attested receipt therefor.

§ 8. Interference With Inspectors.—Any employer, firm or corporation, or officer, manager or superintendent of any person, firm or corporation, who shall refuse or attempt to prevent the admission of any inspector authorized by this article upon or within the premises or building of any estab-

lishment or place which he is required by law to inspect, at any reasonable hour, or during the working hours of the persons employed thereat or therein, or shall in any manner interfere with the performance of the official duties of such inspector, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than $25.00 nor more than $100.00 for each offense or shall be imprisoned in jail for not more than fifty days or receive both such fine and imprisonment.

§ 9. Reports.—The Department of Labor shall prepare biennially for presentation to the General Assembly and for public distribution, a report of the activities of the department, which shall embody a complete summary of the work of the department, including number of visits made, types of establishments inspected, working conditions found, number of violations of labor laws, number of prosecutions, and improvements noted.

§ 10. Cooperation With Other State Departments.—The chief and deputy inspectors of the Department of Labor shall be furnished with a copy of all the laws and rulings of the State Board of Health affecting sanitary conditions in places of employment, not covered by the labor laws of the state, and shall report in writing to the state, county or municipal health authorities any violations coming under their observation while visiting places of employment in the regular performance of their duty.

The chief and deputy inspectors shall be furnished with a copy of all the laws and rulings of the State Fire Marshal's office relating to fide hazards in places of employment, and shall report in writing to the state, county or municipal authorities any violations coming under their observation while visiting places of employment in the regular performance of their duty.

§ 11. Registration of Factories or Other Places of Employment.—Every person, firm or corporation shall within one month after he, they or it shall begin to occupy a fac-

tory, workshop, mill or other place of employment, shall notify in writing the chief labor inspector, Department of Labor, at Frankfort, of such occupancy, giving the legal title of such corporation and name of agent upon whom service of summons can be made, and in case of firm, the individual names of members of the firm and its legal title.

§ 12. Duties of Prosecuting Attorney.—The prosecuting attorney of each county and city in this state shall conduct all prosecutions for violations of the provisions of this act, occurring in their respective jurisdictions.

§ 13. Labor Disputes.—The chief and deputy labor inspectors shall not take any part, interfere or become involved in any lockout, strike or similar labor difficulty. Upon proof of such behavior he or she shall forfeit his or her office.

§ 14. Expenses.—There shall be appropriated for the expenses of the Department of Labor of the Bureau of Agriculture, Labor and Statistics, including the salaries of all persons appointed under it, the sum of $20,000. All salaries, office expenses and necessary traveling expenses incurred in the regular performance of the duties of the inspectors shall be paid out of the fund appropriated for the department, upon the submission of an itemized statement of same duly certified by the chief labor inspector. The biennial reports of the Department of Labor, also an adequate number of pamphlets containing abstracts of the labor laws of Kentucky and such other educational material as the commissioner may deem advisable, shall be printed by the public printer under the direction of the Commissioner of Public Printing, and paid for out of the general fund provided by law for the printing for the executive departments.

§ 15. Mine Inspectors Not Affected.—Nothing in this act shall be construed to conflict with the powers and duties of the State Mine Inspectors as now prescribed by law.

§ 16. Workmen's Compensation Board Not Affected.—Nothing in this act shall be construed to conflict with the

powers and duties of the Workmen's Compensation Board as now prescribed by law.

§ 17. A chief labor inspector shall be appointed as soon as practicable pursuant to the provisions of the act, and it is further provided that if the two labor inspectors and two assistant labor inspectors holding office at the time of the passage of this act, under the Commissioner of Agriculture, Labor and Statistics, shall be appointed by said commissioner with the approval of the Governor, to the offices of deputy labor inspectors, said appointees shall not be required to submit to examination pursuant to the provisions of section 4 of this act.

§ 18. The act shall be construed liberally and if any section be declared unconsitutional in whole or in part it shall not affect the other sections of this act, it being the intention of the General Assembly in enacting this bill to enact each section separately.

Whereas the need for reorganization of the labor department is urgent, an emergency is hereby declared to exist, and this act shall take effect immediately after its passage and approval by the Governor.

Mr. Knight offered the following amendments, viz.:

"Line 8, section 2, change the figures following the word 'deputy' and preceding the words 'per annum,' from $2,000 to $1,600, so that said line will read when so amended: 'per annum and each deputy $1,600 per annum, payable monthly.' "

"Line 3, section 4, change the last word following the word 'written' from 'or' to 'and,' and line 4 of the same section, omit everything following the word 'her' up to and including the word 'position' in line 6, and substituting therefor the words 'qualifications as set forth in section 3,' so that section 4 will read:

"Competitive Examination of Applicants for Chief and Deputy Inspectorships.—Every person desiring appointment either as chief or deputy labor inspector shall be required to pass a competitive written and oral examination touching his or her qualifications as set forth in section 3. The records of such examinations (including questions, answers and mark awarded) shall be kept in the department as a matter of public record and open to the inspection of any citizen at any and all times. Such examination shall be held by the commissioner, the State Sanitary Engineer and the head of the Engineering Department of the University of Kentucky. The chief inspector shall be chosen from among the four applicants receiving the highest rating. Any vacancy occurring in the office of chief or deputy inspectors shall be filled in the same manner as appointments are made in the first instance."

"Line 4 of section 14, change the figures from $20,000 to $15,000, so that the first sentence in section 14 shall read:

"There shall be appropriated for the expenses of the Department of Labor of the Bureau of Agriculture, Labor and Statistics, including the salaries of all persons appointed under it, the sum of $15,000 per annum."

Said amendments were each and severally agreed to.

Mr. Simons offered the following amendment to said bill, viz.:

Amend section 3, line 5 of the printed bill, by inserting after the word "character" the words: "provided said chief labor inspector shall have been a resident of the State of Kentucky for at least two years next prior to his appointment."

Said amendment was agreed to.

Ordered, that said bill be engrossed and read the third time.

The constitutional provisions as to the third reading of said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. B. Bush
J. G. Campbell
R. J. Cain
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Knight moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Robbins moved that the rules be suspended and that the House take up for consideration from the Orders of the Day a bill entitled:

H. B. 103. An act for the benefit of the Kentucky School for the Blind and making appropriations therefor.

Said motion was agreed to.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That for the purpose of promoting and insuring the safety of the sightless pupils of the Kentucky School for the Blind, located in the city of Louisville, Kentucky, now subjected to the menace of the boilers of the heating plant installed in the basement of said school building, occupied as a dormitory, there is hereby appropriated the sum of thirty-five thousand dollars ($35,000.00) to be used for erecting and equipping a building to contain heating plant and laundry for white and colored departments.

§ 2. That for the purpose of extending and enlarging the vocational training of the blind children of Kentucky, there is appropriated the further sum of twenty-five thousand dollars ($25,000.00) for the erection and equipment of a workshop and manual training department, all to be built upon the land of the said Kentucky School for the Blind, in Louisville, Kentucky.

§ 3. That in view of the urgent need of reducing the fire hazard, and safeguarding the lives of the pupils of said

Kentucky School for the Blind, and for affording adequate vocational training to the blind children of school age in the State of Kentucky, an emergency is declared to exist and this act shall take effect upon its passage and approval by the Governor.

Together with the following committee amendments, viz.:

"Amend section 1 by striking out after the word 'dormitory,' in lines 6 and 7, the words, 'there is hereby appropriated the sum of' and in serting in lieu thereof the words: 'there is hereby appropriated a sum not to exceed.' "

"Amend by striking out all of section 2."

Said amendments were agreed to.

Mr. Bax offered the following amendment to said bill, viz.:

"Amend H. B. 103 by striking from section 3, in lines 3 and 4 of page 2 of the printed bill, the following: 'and for affording adequate vocational training to the blind children of school age in the State of Kentucky.' "

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sam Cole
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
O. C. Gartin
T. H. Golden
J. E. Hadden
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. W. Martin
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Mr. Robbins moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed the following concurrent resolution, viz.:

Resolution providing for the purchase of copies of the Legislative Digest, adopted at the session of the 1922, as

the official publication for the General Assembly and certain officials.

Whereas, it is a matter of importance and convenience that each Senator and Representative be advised as to the various and detailed steps of legislation, and,

Whereas, this General Assembly for the past eight sessions has approved and adopted as its official publication "The Legislative Digest," a publication under the editorship and management of competent and experienced persons, the purpose of which is to fully advise from day to day the officials and public of the Commonwealth as to the matter affecting them in an intelligent and prompt manner; therefore,

Be it resolved by the Senate of Kentucky, the House of Representatives concurring:

That the publishers of The Legislative Digest are hereby directed to furnish daily a copy to each member and the clerks of the General Assembly, and to the heads of each state department during the time of this session. That the publishers are allowed the sum of ten dollars for each subscription for the session, and the Auditor of Public Accounts is directed to draw his warrant upon the Treasurer for said amount when such service has been concluded.

The total number shall not exceed two hundred copies, which are to be paid for under this resolution.

The question being taken on the passage of said resolution in accordance with the provisions of the Constitution, it was decided in the affirmative.

The yeas and nays being taken thereon were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
F. J. Doss
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
O. C. Gartin
J. E. Hadden
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. Will McFarlin
W. J. McMurry
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
Lee L. Simons
W. M. Simpson
A. W. Stamper
F. L. Strange
D. D. Thornberry
N. I. Toombs
C. D. Vincent
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

J. W. Martin

The House took up for consideration from the Calendar bills of the following titles, viz.:

S. B. 35. An act creating an Armory Commission.

H. B. 400. An act to authorize county officers to turn over to the Kentucky State Historical Society for preservation old books and documents no longer of use or value to the counties.

H. B. 423. An act establishing and making the road

leading from Cave City, Barren county, Kentucky, to Horse Cave, Hart county, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

H. B. 421. An act establishing as a state primary road a road leading from or near McGaw School House, on state primary project No. 2, to Providence, in Webster county, Kentucky, and designating said road as project No. 2a.

H. B. 379. An act to amend chapter 17 of Acts of 1920 by extending said road system from Stanton, in Powell county, to Jeffersonville, on the Garrett route, in Montgomery county.

H. B. 336. An act to establish project No. 68 in the primary system of state highways.

H. B. 131. An act to amend chapter 67 of an act to establish project 61 in the primary system of state highways.

H. B. 141. An act establishing and designating the Ohio rived road, leading from Covington to Ashland, via Newport, Bellevue, Dayton, Silver Grove, Melbourne, Augusta, Dover, Maysville, Vanceburg and Greenup, a part of the primary system of state highways, adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920, which is now article 2, section 4356t-5, Carroll's Statutes, edition of 1922, said project to be known as the Inglis Highway, in honor of the first white woman of Kentucky.

(With an amendment thereto.)

H. B. 262. An act to amend section 5 of project 32, re-

lating to establishing and designing a primary system of state highways.

With an amendment thereto by way of substitute therefor.

S. B. 49. An act establishing a road from a point on project 5, at or near Binghamtown, a village near the northern city limits of Middlesboro, Kentucky, to a point on the Kentucky-Tennessee line, at or near Pruden, Tennessee, by way of Stony Fork Branch of Yellow Creek, and Fonde, Kentucky, and designating said road project on project No. 5A.

S. B. 106. An act establishing a road leading from project No. 22, at Whitley City, McCreary county, Kentucky, to and intersecting with project No. 27, at Monticello, Wayne county, and to be designated as project No. 22B of primary system of state highways.

S. B. 53. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky, 1920, by adding thereto, as project No. —, extending from Smithland via Calvert City, via Benton, to Murray.

S. B. 77. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and to amend chapter 95 of the Acts of the General Assembly of 1922, which is amendatory of the aforesaid section 4356t-5 of Kentucky Statutes, establishing project No. 10c, and to recreate project No. 10c.

S. B. 54. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Ken-

tucky, 1920, relating to roads and bridges, by making an addition to project No. 8 thereof.

S. B. 84. An act establishing and making the road leading from Paducah, via Sharpe, Palma, to Benton, a part of the primary system of state highways.

S. B. 75. An act relating to roads and bridges.

S. B. 64. An act establishing as a state primary road the road known as the Edmonton and Burkesville road, from Edmonton, in Metcalfe county, to its intersection with the road leading from Glasgow to Burkesville, in Cumberland county, which is project No. 40.

S. B. 105. An act establishing the road leading from LaGrange, by way of Buckner, Pewee Valley and O'Bannon to Anchorage, and thence following the federal primary project to Middletown, where it connects with the state primary route No. 17, and making the same a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. 19½.

S. B. 128. An act to amend section 4356t-5, Kentucky Statutes, relating to public roads, project No. 29 of the primary system.

S. B. 59. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto, as project No. —, extending from Bowling Green to the Simpson county line, via L. & N. pike.

S. B. 40. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as proj-

ect No. —, beginning at a point on the Harrodsburg and Lexington turnpike, near Russell's Cross Roads, and extending to High Bridge, in Jessamine county via Wilmore, and making the same a part of the primary system of state highways.

S. B. 111. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from state project No. 8 to the Ohio river.

S. B. 118. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. —, extending from Lancaster to Crab Orchard.

S. B. 139. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the state of Kentucky, and making provisions for the establishment, construction and maintenance of the same.

S. B. 42. An act to amend chapter 17 of Acts of 1920 entitled, "An act relating to roads and bridges."

S. B. 10. An act to amend project No. 9 of section 5, Acts of 1920, relating to roads and bridges.

S. B. 85. An act relating to roads and bridges and amending chapter 17, Acts 1920, by adding thereto project No. —, beginning at Barlow, in Ballard county, and extending to Holloway Landing, in Ballard county, on the Ohio

river, opposite Mound City, Illinois, and making the same a part of the state primary system of highways.

H. B. 394. An act creating the county of Fields.

(With an amendment thereto.)

H. B. 30. An act to amend and re-enact sections 4143 and 4148 of the Kentucky Statutes, John D. Carroll's edition, 1922, relating to revenue and taxation, and changing the time for the collection of taxes.

With an amendment thereto by way of substitute therefor.

H. B. 300. An act to amend, revise and re-enact sections 2097, 2105 and 2106, Carroll's edition, said sections being parts of article 1 of chapter 56 of said Statutes.

H. B. 367. An act providing for appointment of attendance officers, prescribing their duties, and providing for enforcement of school attendance laws.

With an amendment thereto by way of substitute therefor.

H. B. 373. An act relating to idiots and lunatics.

Together with an amendment thereto.

H. B. 259. An act to amend section 577, Kentucky Statutes, pertaining to the minimum capital stock of banks.

H. B. 330. An act to fix and regulate the times of holding the terms of circuit court in Fifth Judicial District.

H. B. 138. An act relating to the taking of depositions in short hand notes and transcribing and certification thereof, and to regulate the fees of officers taking depositions, and to amend section 582, Civil Code of Practice.

H. B. 104. An act prescribing the effect of appeals from orders or judgments of trial courts on motions to quash, process or officers return thereon.

H. B. 304. An act to amend section 965, Carroll's Statutes, 1922 edition, fixing the time for holding court in the Thirty-fifth Judicial District, relating to circuit courts, and declaring an emergency.

H. B. 147. An act to amend section 4643, Kentucky Statutes, Carroll, 1922, relating to official stenographers, by striking out the following words: "where the testimony of such witness or witnesses can not be procured," and substituting therefor the following: "when the witness or witnesses are dead, insane, absent from the state, confined in the penitentiary or laboring under such other mental or physical infirmity as to render it impossible to secure his deposition within a reasonable time.

H. B. 115. An act to amend and re-enact section 3140, Kentucky Statutes, being part of the charter of cities of second class, providing for salary of police judge.

H. B. 366. An act to amend and re-enact chapter 53, Acts 1922, relating to and fixing the time when the question of annexation by any city of the second, third or fourth class may again be taken up and submitted to an election after it has been once rejected.

H. B. 114. An act to amend section 3037-S, Kentucky

Statutes, making it apply to cities of the second and third class as well as the first.

H. B. 193. An act to define, regulate and license real estate brokers and real estate salesmen in each city of the first or second class; to create a State Real Estate Commission and to provide a penalty for violation of the provisions thereof.

H. B. 118. An act to amend and re-enact section 3142B-11, Kentucky Statutes, Carroll's sixth edition, 1922.

H. B. 381. An act to amend section 3702 of the Kentucky Statutes, Carroll's edition, 1922, relating to violations of ordinances, misdemeanors, imprisonment in towns of the sixth class.

H. B. 374. An act to amend section 199a-3, chapter 12a of the Kentucky Statutes, Carroll's Kentucky Statutes, sixth edition, 1922, relating to burial associations.

H. B. 319. An act to amend and re-enact an act entitled "An act to create a commission to be known as the Kentucky Child Welfare Commission, and to prescribe its duties and functions," which became a law on March 24, 1922, by adding thereto a provision for the establishment of a chuldren's bureau under the control of the Kentucky Child Welfare Commission; and to appropriate funds necessary for the discharge of the functions of said children's bureau, and of the Kentucky Child Welfare Commission.

H. B. 320. An act enabling the fiscal court of county commissioners of each county to establish and maintain a child welfare board.

H. B. 376. An act defining industrial and commercial

painting, and to secure in cities of the first class the examination for qualification and the registration and licensing of persons engaged in commercial and industrial painting, and to secure the supervision and inspection of commercial and industrial painting as defined by this act.

S. B. 37. An act to amend and re-enact section 3146, Kentucky Statutes.

H. B. 390. An act to amend and re-enact chapter 72 of the Acts of the General Assembly of 1922, entitled, "An act to promote the production of better eggs in Kentucky," by regulating the traffic in eggs to prevent fraud and misrepresentation in dealing in eggs; to prevent the sale of eggs unfit for human food, and to fix penalties for the violation of provisions.

H. B. 217. An act authorizing the sale of property heretofore or hereafter acquired and owned by any county or counties of this state, to be used for or to establish a sanatorium for the treatment of tuberculosis, where such property has ceased to be used for such purpose, or in the judgment of the fiscal court of any such county or counties the property so acquired and owned by it or them is not being and cannot be maintained and successfully used for such purpose.

Mr. Richardson moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, FEBRUARY 21, 1924.

The House was opened with prayer by the Right Reverend Father Klosterman, of the Roman Catholic church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
T. H. Baker
A. J. Baldridge
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. E. B. Miller moved that a leave of absence be granted to Mr. Wilson.

Said motion was agreed to.

Mr. Wallen offered the following resolution, viz.:

Whereas, there is now pending before the Congress of the United States, assembled in Washington, what is known as the National Adjusted Compensation Bill for the World War Veterans, which has been endorsed by the American Legion, and, whereas, there appears to be some delay in the enactment of said law; therefore,

Be it resolved, that the House of Representatives, the Senate concurring, that we hereby memoralize Congress of the United States to immediately pass the said National Adjusted Compensation Law for the Veterans of the World War.

Be it further resolved that a copy of this resolution be sent to the members of Congress from the State of Kentucky.

Said resolution was adopted.

Mr. Knight offered the following resolution, viz.:

Whereas, the people of this nation are much interested in the coming presidential campaign and the candidates and policies of the dominant parties, and,

Whereas, other distinguished Democrats, candidates for nomination for President, have been invited to address the General Assembly of Kentucky, and,

Whereas, Governor James M. Cox, of Ohio, made a brilliant, courageous and consistent fight four years ago for the high office of President, and with unfaltering courage, in a cause which at the time he knew to be hopeless, took up the banner of world peace and democracy, which had fallen from

the palsied hand of our stricken hero and war President, Woodrow Wilson, and in a realization of the fact that the principles enunciated by this great statesman hero would ultimately prevail, carried this banner to the very battlements of error, passion, prejudice and dissatisfaction, which possessed the hearts and minds of a war maddened world, and,

Whereas, by his wonderful fight made in the face of insurmountable odds, Governor Cox has demonstrated a worthiness to receive the mantle which has fallen from the shoulders of our late lamented leader, Woodrow Wilson, and,

Whereas, said James M. Cox is now an announced candidate for the democratic nomination for President, therefore,

Be it resolved, that the Clerk of the Kentucky Senate and of the House of Representatives be instructed to immediately wire Governor James M. Cox and request him to address the General Assembly, at a time to be selected by him.

Said resolution was adopted.

Mr. Doss moved that the rules be suspended and that the House take up for consideration a bill entitled:

H. B. 185. An act to repeal and re-enact an act approved March 23, 1910, entitled, "An act to amend section 1884, chapter 52, Kentucky Statutes, Carroll's edition, 1909, entitled fiscal courts,' "

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Thompson and Drury were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax	Oscar Leibson	G. L. Perryman
B. F. Day	Leroy Lewis	J. E. Robbins
E. J. Doss	Martin Light	C. W. Ryans
Wm. M. Duncan	E. B. Miller	Arthur Saunders
T. H. Golden	E. D. Morris	Lee L. Simons
J. E. Hadden	Chas. A. Nelson	W. M. Simpson
L. J. Jeter	F. V. Nunnelly	E. C. Walker
T. J. Knight	E. E. Palmore	W. D. Watkins

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Those who voted in the negative were—

W. L. Agee	Sherman Chasteen	T. H. King
W. B. Ardery	Lee Clark	John H. Lawson
T. H. Baker	Sam Cole	I. T. Layman
A. J. Baldridge	J. L. Cushing	Harry Miller
J. H. Baughman	J. R. Dorman	G. W. Morgan
C. W. Bennett	G. L. Drury	J. L. Morgan
J. E. Bickett	H. C. Duffy	Wm. J. Moore
S. A. Blackburn	G. W. Filler	J. F. Reed
W. M. Boling	J. O. Evans	H. Q. Thompson
Wm. H. Bornhorst	H. M. Fultz	D. D. Thornberry
J. F. Bosworth	R. O. Huntsman	W. S. Tinsley
W. J. Brandenburg	Hector Johnson	N. I. Toombs
W. B. Bush	J. Roy Johnson	M. E. Vaughan
Allen B. Cammack	A. J. Jolly	C. D. Vincent
J. G. Campbell	D. C. Jones	W. S. Wallen
R. J. Cain	H. J. Kegley	C. Westerfield

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A communication was received from the Budget Commission of Kentucky in accordance with the provisions of sections 1992a-11 and 1992a-12 of the Kentucky Statutes, as follows, viz.:

STATE TAX COMMISSION OF KENTUCKY.

Frankfort, February 20, 1924.

To the General Assembly of the Commonwealth of Kentucky:

We, the undersigned, members of the Budget Appropri-

ation Commission, after having carefully examined the reports of the various departments, boards, commissions and agencies filed with us of their receipts and expenditures for the past two fiscal years, and having examined the requests and agencies as carefully and thoroughly as time would permit, transmit to you herewith an appropriation bill covering the appropriations for the various departments, boards, commissions and agencies, exclusive of the legislative and judicial departments and common school system, for the fiscal year ending June 30, 1925, and a similar bill covering the appropriations for the same departments for the fiscal year ending June 30, 1926.

We have on file in our office, at your disposal and for your information, and which we place before you with this report, the reports of all of the departments, boards, commissions and agencies of this state, showing the financial operations of each of said departments, boards commissions and agencies during the past two fiscal years, and also showing the revenue of the state and the sources from which same is derived, and our estimate of the expenditures covering the next two fiscal years from which these appropriations are made in the bills submitted herewith.

We further recommend to the General Assembly that no appropriation other than those provided for and carried in the bills submitted, be made, except that the revenue to meet such appropriations be provided in said bills. If this recommendation is not adhered to by the General Assembly the state debt will be probably increased rather than funds left to liquidate the state debt.

We realize that many departments, commissions, boards and agencies of the state government are in real need for a large expenditure of money in order to carry out the wishes

and desires of the governing authorities for greater efficiency and service in their administrations, and that more funds are needed for the improvement of our charitable and penal institutions, our state institutions of learning, our roads and highways, in order that the inmates thereof may be better served, young men and women seeking a higher education may have a greater opportunity for preparation for life, and for greater development of the state, and to raise the general standard to which a progressive people are entitled. To do this, however, would require a sum of money in excess of the revenues now available, and if we are to meet the expected, desired development and extended program anticipated some provision must be made in view of the financial condition of the state, and these matters should be submitted to the people of the Commonwealth for their approval. We know that the appropriations provided for in the bills submitted herewith will not authorize an extended program of development in any of the state agencies. However, we feel that the appropriations recommended will take care of the immediate and pressing needs of all the state agencies, and they are as large and generous as the present financial condition of the state treasury will permit.

The members of this commission hold themselves in readiness to furnish to the General Assembly any information desired respecting the needs of any department or agency of this state and the recommended appropriations contained in these bills. It is the desire of this commission that the business of the state be conducted as other business institutions of its magnitude and the demands made thereon. We, therefore, most earnestly insist that the General Assembly use the utmost care in making appropriations of the public funds other than suggested and recommended herein, to the end that the Commonwealth shall be managed upon an

economical business basis, and that we shall at all times take into consideration the funds available for the progress of the state.

Most respectfully submitted,

BUDGET APPROPRIATION COMMISSION.

(Signed) W. J. FIELDS,
Governor of Kentucky.

(Signed) W. H. SHANKS,
Auditor of Public Accounts.

(Signed) JNO. B. LEWIS,
Chairman, State Tax Commission.

Together with two appropriation measures attached to said communication.

Said appropriation measures are as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Executive Department.—There are hereby appropriated out of the general expenditure fund for the Executive Department of the state government, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For salary of the Governor, private secretary and stenographic help and other employes, $13,970.00.

(b) For contingent and maintenance fund, $6,000.00.

(c) For printing, stamps, office supplies and operation of the department, $1,900.00.

§ 2. Lieutenant Governor.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Lieutenant Governor, for the fiscal year ending June 30, 1925, for the purpose of paying clerical hire and other expenses, the sum of $2,500.00.

§ 3. Secretary of State.—There is hereby appropriated out of the general expenditure fund for the use and

benefit of the Department of the Secretary of State, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, clerical help, porter, printing, stamps, office supplies and all other expenses incident to the operation of said department the sum of $18,300.00.

§ 4. Attorney General.—There are hereby appropriated out of the general expenditure fund for the use of the Attorney General's Department of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For salaries of the Attorney General, Assistant Attorneys General and law clerks, $15,800.00.

(b) For stenographic help, the salaries to be determined by the Attorney General, $6,600.00.

(c) For necessary traveling expenses of the department when engaged in the state's business, printing, stamps and office supplies, $1,250.00.

§ 5. Auditor of Public Accounts.—There are hereby appropriated out of the general expenditure fund for the use of the Department of Auditor of Public Accounts of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1925, as hereinafter set out, the following sums for the following purposes:

(a) For salaries and clerical hire, $35,000.00.

(b) For printing, stamps, office supplies and necessary traveling expenses, $4,000.00.

§ 6. State Treasurer.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Treasurer's Department, for the fiscal year ending June 30, 1926, for the purpose of paying salaries, clerical help, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, the sum of $15,000.00.

§ 7. Superintendent of Public Instruction.—There is hereby appropriated out of the public school fund of the state for the use and benefit of the Department of Superintendent

of Public Instruction, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, as now fixed by law, or may hereafter be fixed by law, for all necessary clerical, stenographic and professional assistance in said department the sum of $50,000.00.

§ 8. Department of Agriculture, Labor and Statistics.—There are hereby appropriated out of the general expenditure fund for the use of the Department of Agriculture, Labor and Statistics, for the fiscal year ending June 30, 1925, the following amounts for the following purposes:

(a) For the purpose of paying all the salaries and clerical hire for said department, $13,500.00.

(b) For the purpose of paying per diem, traveling expenses and other expenses now allowed by law to the State Board of Agriculture, $4,500.00.

(c) For the purpose of paying all the expenses of the immigration branch (free employment) of said department as now allowed by law, or as may hereafter be allowed by law, $2,000.00.

(d) For the purpose of paying for the stationery, printing, office supplies, equipment, telephone and telegraph bills, express, freight and hauling charges and postage of said department, and traveling expenses of the commissioner, $5,300.00.

(e) For the purpose of paying all the expenses included in the field work of said department now permitted and allowed by law, or as may hereafter be authorized by law; for defraying the expenses of said department and collecting statistics as is now, or may hereafter be, allowed by law; for paying special premiums which said department is now or may hereafter be authorized by law to pay; and for creating an emergency and cooperative fund for the use of said department, as now or may hereafter be authorized by law, $15,700.00.

§ 9. Clerk Court of Appeals.—There is hereby appropriated out of the general expenditure fund for the benefit

of the office of the Clerk of the Court of Appeals, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, printing, office supplies, janitor service and other expenses incident to the operation of said office, the sum of $18,500.00.

§ 10. Railroad Commission.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Railroad Commission, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the operation and maintenance of said department, the sum of $18,000.00.

§ 11. State Librarian.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Librarian, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, printing, books, stamps, office supplies and other costs incident to the operation and maintenance of said department as now provided by law, or as may hereafter be provided by law, the sum of $8,300.00.

§ 12. Department of Banking.—For the purpose of paying the expenses of the Department of Banking of the Commonwealth of Kentucky for the fiscal year ending June 30, 1925, there is hereby appropriated and ordered to be paid out of the fees realized from an examination of the sundry banks and building and loan associations as provided by law, the following sums for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies, $35,000.00.

(b) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies in the operation of the Blue Sky Department, there is hereby appropriated and ordered to be paid out of the fees collected under the provisions of the Blue Sky Department law, the sum of $9,000.00.

§ 13. State Board of Election Commissioners.—There is hereby appropriated out of the general expenditure fund for the benefit of the State Board of Election Commissioners, for the fiscal year ending June 30, 1925, for the purpose of paying salaries or clerical hire, printing, stamps and all necessary supplies, the sum of $610.00.

§ 14. Confederate Pension Department.—There are hereby appropriated out of the general expenditure fund for the benefit of the Confederate Pension Department, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For salaries and clerical hire, $4,600.00.

(b) For the payment of pensions heretofore allowed, or that may hereafter be allowed, $315,000.00.

(c) For printing, stamps, office supplies and other expenses of operation, $1,900.00.

§ 15. Kentucky Confederate Home.—There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky Confederate Home, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the salaries of officers and employes, $14,550.00.

(b) For all expenses of operation and maintenance, $38,450.00.

§ 16. Fire Prevention and Rating Department.—For the purpose of administering the fire prevention and rating department, as now provided by law, and for the purpose of paying the salaries, including clerical help, and all other expenses incidental to the maintenance and operation of said department now allowed by law, or as may be hereafter allowed by law, for the fiscal year ending June 30, 1925, there is hereby set aside and appropriated to the use of said department the amount allowed for that purpose by section 4 of chapter 16 of the Acts of 1920, same to be paid from the sources therein designated.

§ 17. Game and Fish Commission.—For the fiscal year

ending June 30, 1925, there is hereby set aside and appropriated for the benefit of the Game and Fish Commission, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, all the fees and collections of all kind and character now collected by law, or that may hereafter be imposed by law for the benefit of said department.

§ 18. State Tax Commission.—There are hereby appropriated out of the general expenditure fund for the use and benefit of the State Tax Commission, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the purpose of paying all salaries, including clerical help, traveling expenses, printing, stamps, office supplies and other expenses incident to the operation and maintenance of said department as it now, or may hereafter be, allowed by law, $75,000.00.

§ 19. Superintendent of Public Printing.—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Superintendent of Public Printing, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, clerical help, traveling expenses, printing, stamps and office supplies, $2,000.00.

§ 20. State Inspector and Examiner.—There is hereby appropriated for the use and benefit of the Department of the State Inspector and Examiner, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the maintenance and operation of said department, the sum of $15,800.00.

§ 21. Department of Motor Vehicles.—There is hereby appropriated out of the sums realized from licenses on motor vehicles, for the benefit of the Department of Motor Vehicles of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1925, not exceeding fifty cents (50c) for each motor vehicle registered under the provisions of the law regulating the registration of motor vehicles in the Commonwealth of

Kentucky, same to be used for the payment of salaries, clerical hire, traveling expenses, printing, stamps, office supplies and license tags.

§ 22. Custodian of Public Buildings.—There are hereby appropriated out of the general expenditure fund for the benefit of the Custodian of Public Buildings, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For all salaries of custodian and other employes $35,000.00.

(b) For repair, supplies, permanent improvements of public buildings, and all other maintenance and operating expenses, including printing, stamps and office supplies, $60,000.00.

(c) For purchasing, installing and equipping a filtration plant, $15,000.00.

(d) For purchasing, installing and equipping a power plant, $25,000.00.

§ 23. Kentucky State Historical Society.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky State Historical Society, for the fiscal year ending June 30, 1925, for the purpose of paying salaries of all officers and employes, including janitor, and all other expenses incident to the maintenance, operation and conduct of said department, the sum of $5,720.00.

§ 24. Insurance Department.—There is hereby set aside and appropriated to the use of the Insurance Department, for the fiscal year ending June 30, 1925, for the payment of salaries and all other expenses of maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, all the fees and collections to which said department is now entitled by law, or may hereafter be entitled by law.

§ 25. Kentucky Library Commission.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Library Commissnon, for the fis-

cal year ending June 30, 1925, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, the sum of $7,500.00.

§ 26. State Board of Examiners of Trained Nurses.—For the use and benefit of the State Board of Examiners of Trained Nurses, for the fiscal year ending June 30, 1925, there is hereby set aside and appropriated for the purpose of paying all cost of maintenance and operation of said board, all the fees and other collections collected for the use and benefit of said board, as now provided by law, or as may hereafter be provided by law.

§ 27. State Live Stock Sanitary Board.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Live Stock Sanitary Board, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, the sum of $35,000.00.

§ 28. Workmen's Compensation Board.—For the use and benefit of the Workmen's Compensation Board, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and other expenses of the operation and maintenance of said board, as now provided by law, or as may hereafter be provided by law, there is hereby set aside and appropriated all the funds now collected by law, or that may hereafter be collected by law, for the benefit of said Workmen's Compensation Board.

§ 29. Commissioners of the Sinking Fund.—There is hereby appropriated and set aside to the use of the Sinking Fund Commissioners, for the fiscal year ending June 30, 1925, the ad valorem taxes and other revenue it is now, or may hereafter be, provided by law, to be used by said commissioners for the purposes now authorized by law, or that may hereafter be authorized by law.

§ 30. Adjutant General.—Out of the general expenditure fund, as now provided by law, there are hereby appropriated for the benefit of the Adjutant General of the state, for use for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the payment of salaries and clerical hire, $15,586.00.

(b) For the payment of traveling expenses, maintenance and operation, supplies and repairs, including printing and postage necessary for the use of said department, $14,339.00.

(c) For maintenance of national guards at home stations, including cleaning and repairing of military equipment, expenses of camp instruction, freight, express and drayage, payment of officers of examining boards, costs of physical examinations, traveling expenses and all other expenses incident to the maintenance of the national guard at home stations, $7,170.00.

§ 31. Department of Mines and Mining.—There is hereby appropriated out of the general expenditure fund for the Department of Mines and Mining, for the fiscal year ending June 30, 1925, for the purpose of the payment of all salaries, clerical hire, traveling expenses allowed by law, printing, stamps, supplies and all other cost of maintenance and operation of said department, the sum of $25,000.00.

§ 32. State Printing Commission.—There is hereby appropriated to the State Printing Commission, for the purpose of paying for the necessary paper for use in state printing, for the fiscal year ending June 30, 1925, in the manner now provided by law, the sum of $55,000.00.

§ 33. Morehead State Normal School.—For the purpose of paying for the maintenance and operation of the Morehead State Normal School, for the fiscal year ending June 30, 1925, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library

and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the state revenue the funds now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance and operation of said institution:

(a) There is also appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the use and benefit of said institution, for the purpose of purchasing furniture, furnishings and fixtures, equipment of buildings, improvement of buildings, and water and sewerage system, the sum of $50,000.00.

(b) There is also set aside and appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the use and benefit of said institution for the purpose of repairing, erecting and equipping additional buildings for class rooms and library, the sum of $150,000.00.

§ 34. Murray State Normal School.—For the purpose of paying for the maintenance and operation of the Murray State Normal School, for the fiscal year ending June 30, 1925, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the state revenues the funds now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenues, for the maintenance and operation of said institution.

(a) There is also set aside and appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the purpose of purchasing furniture, furnishings and fixtures, equipment of buildings, construction of roadways and walks, improvement and development of grounds, and installation of water and sewerage systems, $50,000.00.

(b) There is also appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the use and benefit of said institution, for the purpose of erecting, providing and equipping general class rooms and administrative buildings, the sum of $150,000.00.

§ 35. Board of Charities and Corrections.—There are hereby appropriated out of the general expenditure fund for the use of the State Board of Charities and Corrections, in charge of the charitable, correctional and penal institutions of the Commonwealth of Kentucky, for the necessary expenditures for the fiscal year ending June 30, 1925, the following amounts for the following purposes:

(a) For the purpose of paying the salaries, clerical hire, traveling expenses, printing, stamps and necessary supplies for said State Board of Charities and Corrections, and the cost of operation, maintenance, improvements, repairs and all operating expenses for the fiscal year ending June 30, 1925, for the state reformatory at Frankfort, state penitentiary at Eddyville, Western State Hospital for the Insane, at Hopkinsville, Central State Hospital for the Insane, at Lakeland, Eastern State Hospital for the Insane, at Lexington, Feeble-Minded Institute, at Frankfort, and the House of Reform, $1,150,000.00.

(b) For the same purposes in addition to the said sum of $1,150,000.00, there is hereby appropriated to the said State Board of Charities and Corrections all receipts of every character and kind realized by the said board in the operation of each and every institution under the control and supervision of said State Board of Charities and Corrections, including the receipts realized by the said board from the operation of convict road camps, provided that all receipts of every character and kind realized by said board in the operation of each and every institution under its control and supervision shall be paid into the state treasury and warrants drawn upon said receipts through the Auditor of Public Accounts in paying out said sums; provided, no part

of this appropriation shall be used for the construction of permanent buildings.

§ 36. Department of Public Roads.—For the purpose of paying all the costs of operation and maintenance of the Department of Public Roads, and for carrying on its activities for the fiscal year ending June 30, 1925, there is hereby set aside and appropriated to the Department of Public Roads all the funds now realized out of the state revenues now authorized by law, or that may hereafter be authorized by law, in the distribution of the state revenue, for the construction, maintenance and repair of roads, or any additional or other revenues that may be imposed by law for the exclusive benefit of public roads; and all funds realized from the automobile license and gasoline taxes now collected by law, or that may hereafter be imposed or collected by law for the benefit of said department in its activities. Out of said funds so realized and collected for said fiscal year there is appropriated and authorized to be paid for the purpose of paying the salaries of the Commissioner of Public Roads and all persons employed in the central office, all salaries of division engineers, all costs of inspection and supervision, and the traveling expenses of all persons authorized under the law to draw same, together with all other expenses incurred in the maintenance and operation of said department, exclusive of money actually spent in the construction of roads the sum of $250,000.00.

Said sums shall be so distributed and expended for said purposes herein enumerated as in the judgment of the State Highway Commission may be best for the efficient operation of the department and the carrying on of its activities, but not more than $65,000.00 of said $250,000.00 shall be expended for salaries and expenses of the central office, including salary and expenses of the State Highway Engineer. All of the fund appropriated by this section, exclusive of said $250,000.00, shall be used exclusively by said department for the construction, reconstruction, maintenance and repair of pub-

lic roads, and for the purpose of paying the interest and creating a sinking fund for the liquidation of state bonds issued for roads and othe rpurposes.

§ 37. University of Kentucky.—There are hereby appropriated and set aside out of the funds and from the sources hereinafter designated, for the use and benefit of the University of Kentucky, for the fiscal year ending June 30, 1925, the following sums from the following funds and sources and for the following purposes:

(a) For the purpose of paying salaries and all other expenses of maintenance and operation of the Division of Colleges of the University of Kentucky in the manner now authorized by law, or as may hereafter be authorized by law there is set aside and appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the purpose of the maintenance and operation of said institution.

(b) For the purpose of paying for the cost of maintenance and operation of the Experiment Station of the University of Kentucky for said fiscal year, as now authorized by law, or as may hereafter be authorized by law, there is appropriated out of the general expenditure fund, the sum of $50,000.00.

(c) For the purpose of paying all the cost of the maintenace and operation of the Extension Division of the University of Kentucky for said fiscal year in the manner now authorized by law, or as may hereafter be authorized by law, there is hereby appropriated out of the general expenditure fund the sum of $142,241.30.

(d) For agricultural instruction, the same to be paid out of the general fund, $30,000.00.

(e) For the purpose of paying the Experiment Station of the University of Kentucky for making all analyses for the State Board of Health under the provisions of chapter 65 of the Acts of 1918, and for making all analyses requested by any other department of the state government, to be paid in equal monthly installments, the sum of $18,000.00.

§ 38. State Board of Health.—There are hereby appropriated out of the general expenditure fund for the use of the State Board of Health, for the fiscal year ending June 30, 1925, the following amounts to be used for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other operating expenses, $60,000.00.

(b) For the prevention of venereal diseases, $15,000.00.

(c) For the prevention and treatment of trachoma, $15,000.00.

(d) For the prevention and treatment of tuberculosis, $10,000.00.

(e) For the protection of the health of mothers and children in accordance with section 3, chapter 120 of the Acts of 1920, to be spent in cooperation with the federal government, and in connection with funds received from the federal government, $21,298.84.

(f) For the payment of the balance on the purchase price of the State Board of Health building at Sixth and Main streets, Louisville, Kentucky, $4,760.58. Provided the payment of this sum of $4,760.58 shall not be made until this sum will pay in full the indebtedness against this property and the title thereto has been approved by the Attorney General.

§ 39. Eastern Kentucky State Normal School and Teachers College.—There is hereby appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance and operation of the Eastern Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year.

§ 40. Western Kentucky State Normal School and Teachers College.—There is hereby appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance and operation of the Western Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institition for said fiscal year.

(a) There is also appropriated out of the general expenditure fund for the said fiscal year for the use and benefit of said institution for making the payment of one-half of debt due by said institution upon deficit, the sum of $30,000.00.

§ 41. State Board of Agriculture.—There are hereby appropriated out of the general expenditure fund, for the use of the State Board of Agriculture, for the Kentucky State Fair, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For salaries, traveling expenses, maintenance and operation, $10,000.00.

(b) For premiums for the Kentucky State Fair, $15,000.00.

(c) For the purpose of erecting and equipping sanitary rooms for the convenience of patrons of the State Fair, $10,000.00.

(d) For the purpose of meeting other necessary expenses for the conduct of the Kentucky State Fair, including additional premiums, all sums realized by the State Board of Agriculture from the sales of concessions, admissions, advertising, entry fees, stall rents, exhibitors' tickets, rent of buildings and grounds, and from pavillion, grandstand and midway show receipts, are hereby appropriated to the State Board of Agriculture for the use and benefit of the Kentucky State Fair.

§ 42. Kentucky Geological Survey.—There are hereby appropriated out of the general expenditure fund for the Kentucky Geological Survey, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the purpose of making geological, chemical, technical, soil and other investigations authorized by the provisions of chapter 34 of the Acts of 1920, for the purpose of paying all salaries, including the salary of the Director and State Geologist, field expenses, clecical expenses, clerical assistance, laboratory, field equipment, supplies, freight charges and all necessary miscellaneous items of permanent improvement to the property and effects of the Kentucky Geological Survey, and for the purpose of paying for all office expenses, printing and traveling expenses, $23,000.00.

(b) For the purpose of making topographical surveys in cooperation with the United States Geological Survey, as provided by chapter 34 of the Acts of 1920, $17,500.00.

No part of the appropriation of $17,500.00 herein provided for shall be used for the purpose of paying any of the office expenses of this department.

§ 43. Kentucky Children's Home Society for White Children.—There are hereby appropriated out of the general expenditure fund for the use of the Kentucky Children's Home Society for White Children, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the purpose of paying all salaries and every other expense incident to the operation and maintenance of said department as now, or that may hereafter be provided by law, $70,000.00.

(b) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $10,000.00.

§ 44. Kentucky Children's Home Society for Colored Children.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Children's Home Society for Colored Children, for the fiscal

year ending June 30, 1925, for the purpose now authorized by law, or for such other purposes as may be hereafter provided by law, the sum of $20,000.00.

(a) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $4,000.00.

§ 45. Kentucky Normal and Industrial Institute for Colored Persons.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Normal and Industrial Institute for Colored Persons, for the fiscal year ending June 30, 1925, for the payment of salaries and all other expenses incident to the maintenance and operation of said department as now provided by law, or as may hereafter be provided by law, the sum of $40,000.00.

§ 46. Kentucky Institute for the Education of the Blind. —There are hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky School for the Blind, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the white department of the Kentucky School for the Blind, $60,000.00.

(b) For the payment of salaries and all other expenses incident to the maintenance and operation of the colored department of the Kentucky School for the Blind, the sum of $9,500.00.

(c) For the education and vocational training of the adult blind of Kentucky, to be expended in the manner and for the purpose now provided by law, or as may be hereafter provided by law, $20,000.00.

§ 47. Kentucky School for the Deaf.—There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky School for the Deaf, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses

incident to the maintenance and operation of the department for white children, $135,000.00.

(b) For salaries and all expenses incident to the operation and maintenance of the department for colored children, $9,000.00.

§ 48. Vocational Education Board.—There are hereby appropriated for the use and benefit of the Vocational Education Board of Kentucky, for the fiscal year ending June 30, 1925, the following sums out of the following named funds and for the following named purposes:

(a) For the purpose of carrying on teacher training instuction in the State of Kentucky, under the provisions of chapter 7 of the Acts of 1918, there is hereby appropriated out of the general expenditure fund, $24,987.00.

(b) For the purpose of paying all the cost of inspection and supervision of courses in teacher training under the provisions of chapter 7 of the Acts of 1918, there is appropriated out of the general expenditure fund, $2,500.00.

(c) For the purpose of the promotion of vocational rehabilitation of persons disabled in industry or otherwise, and their return to civil employment, there is hereby appropriated out of the excess of the funds collected from the tax on premiums paid to insurance carriers writing compensation insuance in Kentucky not required for the maintenance of the Workmen's Compensation Board, not to exceed the sum of $22,955.00.

§ 49. Visiting County Nurses.—There is hereby appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the purpose of contributing to the compensation of visiting nurses under the provisions of section 4 of chapter 51 of the Acts of 1918, the sum of $7,500.00. Said sum is to be paid out only in the manner and for the purposes set out in said chapter 51 of the Acts of 1918.

§ 50. West Kentucky Industrial College, Paducah, Kentucky. There is appropriated and set aside out of the

general expenditure fund, for the fiscal year ending June 30, 1925, for the use and benefit of the West Kentucky Industrial College at Paducah, Kentucky, for the purpose of erecting, constructing and equipping a boy's dormitory, the sum of $10,500.00, provided that no part of this appropriation shall be paid to the governing authorities of said institution until the said governing authorities have received gifts and donations of an equivalent amount, and have deposited same in a bank and a certificate of said bank showing said deposit has been filed with the Auditor of Public Accounts.

§ 51. Miscellaneous.—In order to meet and provide for the payment for the fiscal year ending June 30, 1925, of the sums necessary to pay the costs of suits, attorneys' fees, conveyances of lunatics to the various asylums for the insane, commissions on fines and forfeitures, compensation for county tax commisioners, as now provided by law, costs of criminal prosecutions, amounts due the various clerks of the Commonwealth for their services and authorized to be paid out of the state treasury, cost and distribution of public books, express charges not otherwise provided for in this act; the cost of the care of graves in the Frankfort cemetery, as allowed by law, the yearly allowances made to idiots by the various circuit courts of the Commonwealth, interest on outstanding warrants or on warrants that may hereafter be issued, the per diem compensation for the jury commissioners of the various counties of the Commonwealth, the per centum of Jefferson county fees refunded to the various officers of Jefferson county, as now authorized by law, the sums allowed by law for the law library of the Commonwealth, to cover all moneys that may be required to be refunded as now provided by law, or as may hereafter be provided by law, the cost of public books, including record books, compensation of the various county boards of supervisors, any and all rewards authorized by law, and any and all exonerations allowed to the sheriff by law, any and all amounts authorized by law to be paid to the trustees of the jury fund

of the various counties of the Commonwealth, and any other general expenditures now allowed by law and payable out of the general expenditure fund of the Commonwealth, the Auditor is authorized and directed to draw his warrant for the amount due, and the Terasurer is authorized to pay the same, in the manner now authorized by law for the payment of such claims. For the purpose of paying all costs of operation of the legislative department of the state government, and of the judicial department of the state government, the common school system and salaries of Commonwealth's Attorneys, for the fiscal year ending June 30, 1925, and not specifically provided for in this act, the Auditor of Public Accounts is authorized and directed to draw his warrant and the Treasurer to pay same in the manner now provided by law for the payment of such claims.

§ 52. Each section of this act appropriating money is designed to be a separate and distinct appropriation, and in event any appropriation made is held to be unauthorized by law, it shall in no wise affect the other appropriations provided for in this act.

§ 53. No officer or employe of the state, or any of the departments, boards, commissions or agencies of the state government provided for in this act shall be allowed any expense incurred in trips outside of Kentucky except on official business, and then only after a request to make such trips has been filed in writing with the Commissioners of the Sinking Fund and authority to make same has been approved by the said Commissioners of the Sinking Fund.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Executive Department.—There are hereby appropriated out of the general expenditure fund for the Executive Department of the state government, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For salary of the Governor, private secretary and stenographic help and other employes, $13,970.00.

(b) For contingent and maintenance fund, $6,000.00.

(c) For printing, stamps, office supplies and operation of the department, $1,900.00.

§ 2. Lieutenant Governor.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Lieutenant Governor, for the fiscal year ending June 30, 1926, for the purpose of paying clerical hire and other expenses the sum of $2,500.00.

§ 3. Secretary of State.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Department of the Secretary of State, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, clerical help, porter, printing, stamps, office supplies and all other expenses incident to the operation of said department the sum of $18,300.00.

§ 4. Attorney General.—There are hereby appropriated out of the general expenditure fund for the use of the Attorney General's Department of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For salaries of the Attorney General, Assistant Attorneys General and law clerks, $15,800.00.

(b) For stenographic help, the salaries to be determined by the Attorney General $6,600.00.

(c) For necessary traveling expenses of the department when engaged in the state's business, printing, stamps and office supplies, $1,250.00.

§ 5. Auditor of Public Accounts.—There are hereby appropriated out of the general expenditure fund for the use of the Department of the Auditor of Public Accounts of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1926, as hereinafter set out, the following sums for the following purposes:

(a) For salaries and clerical hire, $35,000.00.

(b) For printing, stamps, office supplies and necessary traveling expenses, $4,000.00.

§ 6. State Treasurer.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Treasurer's Department, for the fiscal year ending June 30, 1926, for the purpose of paying salaries, clerical help, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department the sum of $15,000.00.

§ 7. Superintendent of Public Instruction.—There is hereby appropriated out of the public school fund of the state for the use and benefit of the Department of the Superintendent of Public Instruction, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, as now fixed by law, or may hereafter be fixed by law, for all necessary clerical, stenographic and professional assistance in said department, the sum of $50,000.00.

§ 8. Department of Agriculture, Labor and Statistics. —There are hereby appropriated out of the general expenditure fund for the use of the Department of Agriculture, Labor and Statistics, for the fiscal year ending June 30, 1926, the following amounts for the following purposes:

(a) For the purpose of paying all the salaries and clerical hire for said department, $13,500.00.

(b) For the purpose of paying per diem, traveling expenses and other expenses now allowed by law to the State Board of Agriculture, $4,500.00.

(c) For the purpose of paying all the expenses of the immigration branch (free employment) of said department as now allowed by law, or as may hereafter be allowed by law, $2,000.00.

(d) For the purpose of paying for the stationery, printing, office supplies, equipment, telephone and telegraph bills, express, freight and hauling charges and postage of said de-

partment, and traveling expenses of the commissioner, $5,300.00.

(e) For the purpose of paying all the expenses included in the field work of said department now permitted and allowed by law, or as may hereafter be authorized by law; for defraying the expenses of said department and collecting statistics as is now, or may hereafter be, allowed by law; for paying special premiums which said department is now or may hereafter be authorized by law to pay; and for creating an emergency and cooperative fund for the use of said department, as now or may hereafter be authorized by law, $15,700.00.

§ 9. Clerk Court of Appeals.—There is hereby appropriated out of the general expenditure fund for the benefit of the office of the Clerk of the Court of Appeals, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, printing, office supplies, janitor service and other expenses incident to the operation of said office, the sum of $18,500.00.

§ 10. Railroad Commission.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Railroad Commission, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the operation and maintenance of said department, the sum of $18,000.00.

§ 11. State Librarian.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Librarian, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, printing, books, stamps, office supplies and other costs incident to the operation and maintenance of said department as now provided by law, or as may hereafter be provided by law, the sum of $8,300.00.

§ 12. Department of Banking.—For the purpose of paying the expenses of the Department of Banking of the Com-

monwealth of Kentucky for the fiscal year ending June 30, 1926, there is hereby appropriated and ordered to be paid out of the fees realized from an examination of the sundry banks and building and loan associations as provided by law, the following sums for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies, $35,000.00.

(b) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies in the operation of the Blue Sky Department, there is hereby appropriated and ordered to be paid out of the fees collected under the provisions of the Blue Sky Department law the sum of $9,000.00.

§ 13. State Board of Election Commissioners.—There is hereby appropriated out of the general expenditure fund for the benefit of the State Board of Election Commissioners, for the fiscal year ending June 30, 1926, for the purpose of paying salaries or clerical hire, printing, stamps and all necessary supplies, the sum of $610.00.

§ 14. Confederate Pension Department.—There are hereby appropriated out of the general expenditure fund for the benefit of the Confederate Pension Department, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For salaries and clerical hire, $4,600.00.

(b) For the payment of pensions heretofore allowed, or that may hereafter be allowed, $315,000.00.

(c) For printing, stamps, office supplies and other expenses of operation, $1,900.00.

§ 15. Kentucky Confederate Home.—There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky Confederate Home, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the salaries of officers and employes, $14,550.00.

(b) For all expenses of operation and maintenance, $35,450.00.

§ 16. Fire Prevention and Rating Department.—For the purpose of administering the fire prevention and rating department, as now provided by law, and for the purpose of paying the salaries, including clerical help, and all other expenses incidental to the maintenance and operation of said department now allowed by law, or as may be hereafter allowed by law, for the fiscal year ending June 30, 1926, there is hereby set aside and appropriated to the use of said department the amount allowed for that purpose by section 4 of chapter 16 of the Acts of 1920, same to be paid from the sources therein designated.

§ 17. Game and Fish Commission.—For the fiscal year ending June 30, 1926, there is hereby set aside and appropriated for the benefit of the Game and Fish Commission, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, all the fees and collections of all kinds and character now collected by law, or that may hereafter be imposed by law for the benefit of said department.

§ 18. State Tax Commission.—There are hereby appropriated out of the general expenditure fund for the use and benefit of the State Tax Commission, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the purpose of paying all salaries, including clerical help, traveling expenses, printing, stamps, office supplies and other expenses incident to the operation and maintenance of said department as is now, or may hereafter be allowed by law, $80,000.00

§ 19. Superintendent of Public Printing.—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Superintendent of Public Printing,

for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, clerical help, traveling expenses, printing, stamps and office supplies, $2,000.00.

§ 20. State Inspector and Examiner.—There is hereby appropriated for the use and benefit of the Department of the State Inspector and Examiner, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the maintenance and operation of said department, the sum of $15,800.00.

§ 21. Department of Motor Vehicles.—There is hereby appropriated out of the sums realized from licenses on motor vehicles, for the benefit of the Department of Motor Vehicles of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1926, not exceeding fifty (50c) cents for each motor vehicle registered under the provisions of the law regulating the registration of motor vehicles in the Commonwealth of Kentucky, same to be used for the payment of salaries, clerical hire, traveling expenses, printing, stamps, office supplies and license tags.

§ 22. Custodian of Public Buildings.—There are hereby appropriated out of the general expenditure fund for the benefit of the Custodian of Public Buildings, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For all salaries of custodian and other employes, $35,000.00.

(b) For repairs, supplies, permanent improvements of buildings, and all other maintenance and operating expenses, including printing, stamps and office supplies, $32,000.00.

§ 23. Kentucky State Historical Society.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky State Historical Society, for the fiscal year ending June 30, 1926, for the purpose of paying salaries of all officers and employes, including jani-

tor, and all other expenses incident to the maintenance, operation and conduct of said department, the sum of $5,720.00.

§ 24. Insurance Department.—There is hereby set aside and appropriated to the use of the Insurance Department, for the fiscal year ending June 30, 1926, for the payment of salaries and all other expenses of maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, all the fees and collections to which said department is now entitled by law, or may hereafter be entitled by law.

§ 25. Kentucky Library Commission.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Library Commission, for the fiscal year ending June 30, 1926, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, the sum of $7,500.00.

§ 26. State Board of Examiners of Trained Nurses.—For the use and benefit of the State Board of Examiners of Trained Nurses, for the fiscal year ending June 30, 1926, there is hereby set aside and appropriated for the purpose of paying all cost of maintenance and operation of said board, all the fees and other collections collected for the use and benefit of said board, as now provided by law, or as may hereafter be provided by law.

§ 27. State Live Stock Sanitary Board.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Live Stock Sanitary Board, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, the sum of $35,000.00.

§ 28. Workmen's Compensation Board.—For the use and benefit of the Workmen's Compensation Board, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies

and other expenses of the operation and maintenance of said board, as now provided by law, or as may hereafter be provided by law, there is hereby set aside and appropriated all the funds now collected by law, or that may hereafter be collected by law, for the benefit of said Workmen's Compensation Board.

§ 29. Commissioners of the Sinking Fund.—There is hereby appropriated and set aside to the use of the Sinking Fund Commissioners, for the fiscal year ending June 30, 1926, the ad valorem taxes and other revenue as is now, or may hereafter be provided by law, to be used by said commissioners for the purposes now authorized by law, or that may hereafter be authorized by law.

§ 30. Adjutant General.—Out of the general expenditure fund, as now provided by law, there are hereby appropriated for the benefit of the Adjutant General of the state, for the use for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the payment of salaries and clerical hire, $15,586.00.

(b) For the payment of traveling expenses, maintenance and operation, supplies and repairs, including printing and postage necessary for the use of said department, $14,339.00.

(c) For maintenance of national guards at home stations, including cleaning and repairing of military equipment, expenses of camp instruction, freight, express and drayage, payment of officers of examining boards, costs of physical examinations, traveling expenses and all other expenses incident to the maintenance of the national guard at home stations, $7,170.00.

§ 31. Department of Mines and Mining.—There is hereby appropriated out of the general expenditure fund for the Department of Mines and Mining, for the fiscal year ending June 30, 1926, for the purpose of the payment of all salaries, clerical hire, traveling expenses allowed by law, print-

ing, stamps, supplies and all other cost of maintenance and operation of said department, the sum of $25,000.00.

§ 32. State Printing Commission.—There is hereby appropriated to the State Printing Commission, for the purpose of paying for the necessary paper for use in state printing for the fiscal year ending June 30, 1926, in the manner now provided by law, the sum of $55,000.00.

§ 33. Morehead State Normal School.—For the purpose of paying for the maintenance and operation of the Morehead State Normal School, for the fiscal year ending June 30, 1926, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the state revenue the funds now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance and operation of said institution:

(a) There is also appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the use and benefit of said institution for the purpose of erecting, repairing buildings, and installing the central heating and power plant, and the extension of water and sewerage system, the sum of $75,000.00.

(b) There is also set aside and appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the use and benefit of said institution for the purpose of repairing buildings and erecting and equipping a girl's dormitory, $125,000.00.

§ 34. Murray State Normal School.—For the purpose of paying for the maintenance and operation of the Murray State Normal School, for the fiscal year ending June 30, 1926, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library and other general miscellaneous supplies and operating expenses, there is

set aside and appropriated out of the state revenues the funds now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenues, for the maintenance and operation of said institution.

(a) There is also set aside and appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the purpose of purchasing furniture, furnishings and fixtures, improvements, repairs and enlargement of buildings and extension of water and sewerage systems, $50,000.00.

(b) There is also appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the use and benefit of said institution, for the purpose of erecting and equipping a girl's dormitory, the sum of $150,000.00.

§ 35. Board of Charities and Corrections.—There are hereby appropriated out of the general expenditure fund for the use of the State Board of Charities and Corrections in charge of the charitable, correctional and penal institutions of the Commonwealth of Kentucky, for the necessary expenditures for the fiscal year ending June 30, 1926, the following amounts for the following purposes:

(a) For the purpose of paying the salaries, clerical hire, traveling expenses, printing, stamps and necessary supplies for said State Board of Charities and Corrections, repairs and all operating expenses for the fiscal year ending June 30, 1926, for the state reformatory, at Frankfort, state penitentiary at Eddyville, Western State Hospital for the Insane, at Hopkinsville, Central State Hospital for the Insane, at Lakeland, Eastern State Hospital for the Insane, at Lexington, Feeble-Minded Institute, at Frankfort, and the House of Reform, $1,140,000.00.

(b) For the same purposes in addition to the said sum of $1,150,000.00, there is hereby appropriated to the said State Board of Charities and Corrections all receipts of every character and kind realized by the said board in the operation

of each and every institution under the control and supervision of said State Board of Charities and Corrections, including the receipts realized by the said board from the operation of convict road camps, provided that all receipts of every character and kind realized by said board in the operation of each and every institution under its control and supervision shall be paid into the state treasury and warrants drawn upon said receipts through the Auditor of Public Accounts in paying out said sums; provided, no part of this appropriation shall be used for the construction of permanent buildings.

§ 36. Department of Public Roads.—For the purpose of paying all the costs of operation and maintenance of the Department of Public Roads, and for carrying on its activities for the fiscal year ending June 30, 1926, there is hereby set aside and appropriated to the Department of Public Roads all the funds now realized out of the state revenues now authorized by law, or that may hereafter be authorized by law, in the distribution of the state revenue, for the construction, maintenance and repair of roads, or any additional or other revenues that may be imposed by law for the exclusive benefit of public roads; and all funds realized from the automobile license and gasoline taxes now collected by law, or that may hereafter be imposed or collected by law, for the benefit of said department in its activities. Out of said funds so realized and collected for said fiscal year there is appropriated and authorized to be paid for the purpose of paying the salaries of the Commissioner of Public Roads and all persons employed in the central office, all salaries of division engineers, all costs of inspection and supervision, and the traveling expenses of all persons authorized under the law to draw same, together with all other expenses incurred in the maintenance and operation of said department, exclusive of money actually spent in the construction of roads, the sum of $250,000.00.

Said sums shall be so distributed and expended for said

purposes herein enumerated as in the judgment of the State Highway Commission may be best for the efficient operation of the department and the carrying on of its activities, but not more than $65,000.00 of said $250,000.00 shall be expended for salaries and expenses of the central office, including salary and expenses of the State Highway Engineer. All of the fund appropriated by this section, exclusive of said $250,000.00, shall be used exclusively by said department for the construction, reconstruction, maintenance and repair of public roads, and for the purpose of paying the interest and creating a sinking fund for the liquidation of state bonds issued for roads and other purposes.

§ 37. University of Kentucky.—There are hereby appropriated and set aside out of the funds and from the sources hereinafter designated, for the use and benefit of the University of Kentucky, for the fiscal year ending June 30, 1926, the following sums from the following funds and sources and for the following purposes:

(a) For the purpose of paying salaries and all other expenses of maintenance and operation of the Division of Colleges of the University of Kentucky in the manner now authorized by law, or as may hereafter be authorized by law, there is set aside and appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the purpose of the maintenance and operation of said institution.

(b) For the purpose of paying for the cost of maintenance and operation of the Experiment Station of the University of Kentucky for said fiscal year, as now authorized by law, or as may hereafter be authorized by law, there is appropriated out of the general expenditure fund the sum of $50,000.00.

(c) For the purpose of paying all the cost of the maintenance and operation of the Extension Division of the University of Kentucky for said fiscal year, in the manner now authorized by law, or as may hereafter be authorized by law,

there is hereby appropriated out of the general expenditure fund the sum of $142,241.30.

(d) For agricultural instruction, the same to be paid out of the general fund, $30,000.00.

(e) For the purpose of paying the Experiment Station of the University of Kentucky for making all analyses for the State Board of Health under the provisions of chapter 65 of the Acts of 1918, and for making all analyses requested by any other department of the state government, to be paid in equal monthly installments, the sum of $18,000.00.

§ 38. State Board of Health.—There are hereby appropriated out of the general expenditure fund for the use of the State Board of Health, for the fiscal year ending June 30, 1926, the following amounts, to be used for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other operating expenses, $60,000.00.

(b) For the prevention of venereal diseases, $15,000.00.

(c) For the prevention and treatment of trachoma, $15,000.00.

(d) For the prevention and treatment of tuberculosis, $10,000.00.

(e) For the protection of the health of mothers and children in accordance with section 3, chapter 120 of the Acts of 1920, to be spent in cooperation with the federal government, and in connection with funds received from the federal government, $21,298.84.

§ 39. Eastern Kentucky State Normal School and Teachers College.—There is hereby appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance and operation of the Eastern Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all

other expenses of maintenance and operation of said institution for said fiscal year.

§ 40. Western Kentucky State Normal School and Teachers College.—There is hereby appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance and operation of the Western Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year.

(a) There is also appropriated out of the general expenditure fund for the said fiscal year for the use and benefit of said institution for making the payment of one-half of debt due by said institution upon deficit, the sum of $30,000.00.

§ 41. State Board of Agriculture.—There are hereby appropriated out of the general expenditure fund, for the use of the State Board of Agriculture, for the Kentucky State Fair, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For salaries, traveling expenses, maintenance and operation, $10,000.00.

(b) For premiums for the Kentucky State Fair, $15,000.00.

(c) For the purpose of meeting other necessary expenses for the conduct of the Kentucky State Fair, including additional premiums, all sums realized by the State Board of Agriculture from the sales of concessions, admissions, advertising, entry fees, stall rents, exhibitors' tickets, rent of buildings and grounds, and from pavilion, grandstand and midway show receipts are hereby appropriated to the State Board of Agriculture for the use and benefit of the Kentucky State Fair.

§ 42. Kentucky Geological Survey.—There are hereby

appropriated out of the general expenditure fund for the Kentucky Geological Survey, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the purpose of making geological, chemical, technical, soil and other investigations authorized by the provisions of chapter 34 of the Acts of 1920, for the purpose of paying all salaries, including the salary of the Director and State Geologist, field expenses, clerical expenses, clerical assistance, laboratory, field equipment, supplies, freight charges, and all necessary miscellaneous items of permanent improvement to the property and effects of the Kentucky Geological Survey, and for the purpose of paying for all office expenses, printing and traveling expenses, $23,000.00.

(b) For the purpose of making topographical surveys in cooperation with the United States Geological Survey, as provided by chapter 34 of the Acts of 1920, $17,500.00.

No part of the appropriation of $17,500.00 herein provided for shall be used for the purpose of paying any of the office expenses of this department.

§ 43. Kentucky Children's Home Society for White Children.—There are hereby appropriated out of the general expenditure fund for the use of the Kentucky Children's Home Society for White Children, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the purpose of paying all salaries and every other expense incident to the operation and maintenance of said department as now, or that may herefter be provided by law, $70,000.00.

(b) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $10,000.00.

§ 44. Kentucky Children's Home Society for Colored Children.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Children's Home Society for Colored Children, for the fiscal year ending June 30, 1926, for the purpose now authorized

by law, or for such other purposes as may be hereafter provided by law the sum of $20,000.00.

(a) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $4,000.00.

§ 45. Kentucky Normal and Industrial Institute for Colored Persons.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Normal and Industrial Institute for Colored Persons, for the fiscal year ending June 30, 1926, for the payment of salaries and all other expenses incident to the maintenance and operation of said department as now provided by law, or as may hereafter be provided by law, the sum of $40,000.00.

§ 46. Kentucky Institution for the Education of the Blind.—There are hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky School for the Blind, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the white department of the Kentucky School for the Blind, $60,000.00.

(b) For the payment of salaries and all other expenses incident to the maintenance and operation of the colored department of the Kentucky School for the Blind, the sum of $8,800.00.

(c) For the education and vocational training of the adult blind of Kentucky, to be expended in the manner and for the purpose now provided by law, or as may hereafter be provided by law, $20,000.00.

§ 47. Kentucky School for the Deaf.—There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky School for the Deaf, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the department for white children, $132,500.00.

(b) For salaries and all expenses incident to the operation and maintenance of the department for colored children, $8,500.00.

§ 48. Vocational Education Board.—There are hereby appropriated for the use and benefit of the Vocational Educational Board of Kentucky, for the fiscal year ending June 30, 1926, the following sums out of the following named funds and for the following named purposes:

(a) For the purpose of carrying on teacher training instruction in the State of Kentucky, under the provisions of chapter 7 of the Acts of 1918, there is hereby appropriated out of the general expenditure fund, $24,987.00.

(b) For the purpose of paying all the cost of inspection and supervision of courses in teacher training under the provisions of chapter 7 of the Acts of 1918, there is appropriated out of the general expenditure fund, $2,500.00.

(c) For the purpose of the promotion of vocational rehabilitation of persons disabled in industry or otherwise, and their return to civil employment, there is hereby appropriated out of the excess of the funds collected from the tax on premiums paid to insurance carriers writing compensation insurance in Kentucky not required for the maintenance of the Workmen's Compensation Board, not to exceed the sum of $22,955.00.

§ 49. Visiting County Nurses.—There is hereby appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the purpose of contributing to the compensation of visiting nurses under the provisions of section 4 of chapter 51 of the Acts of 1918, the sum of $7,500.00. Said sum is to be paid out only in the manner and for the purposes set out in said chapter 51 of the Acts of 1918.

§ 50. West Kentucky Industrial College, Paducah, Kentucky.—There is appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the use and benefit of the West Kentucky Indus-

trial College, at Paducah, Kentucky, for making payment of the deficit due by said institution, the sum of $9,500.00.

§ 51. Budget Appropriation Commission.—For the use and benefit of the Budget Appropriation Commission, for the fiscal year ending June 30, 1926, for the purpose of paying the clerical, stenographic hire and other expenses authorized to be incurred by said commission, under the law, there is hereby appropriated out of the general expenditure fund the sum of $500.00.

§ 52. Miscellaneous.—In order to meet and provide for the payment for the fiscal year ending June 30, 1926, of the sums necessary to pay the costs of suits, attorney's fees, conveyance of lunatics to the various asylums for the insane, commissions on fines and forfeitures, compensation for county tax commissioners, as now provided by law, costs of criminal prosecutions, amounts due the various clerks of the Commonwealth for their services and authorized to be paid out of the state treasury, cost and distributian of public books, express charges not otherwise provided for in this act; the cost of the care of graves in the Frankfort cemetery, as allowed by law, the yearly allowances made to idiots by the various circuit courts of the Commonwealth, interest on outstanding warrents or on warrants that may hereafter be issued, the per diem compensation for the jury commissioners of the various counties of the Commonwealth, the per centum of Jefferson county fees refunded to the various officers of Jefferson county, as now authorized by law, the sums allowed by law for the law library of the Commonwealth, to cover all moneys that may be required to be refunded as now provided by law, or as may hereafter be provided by law, the cost of public books, including record books, compensation of the various county boards of supervisors, any and all rewards authorized by law, and any and all exonerations allowed to the sheriff by law, any and all amounts authorized by law to be paid to the trustee of the jury fund of the various counties of the Commonwealth, and any other

general expenditures now allowed by law and payable out of the general expenditure fund of the Commonwealth, the Auditor is authorized and directed to draw his warrant for the amount due, and the Treasurer is authorized to pay the same, in the manner now authorized by law for the payment of such claims. For the purpose of paying all costs of operation of the Legislative Department of the state government, and of the Judicial Department of the state government, the common school system and salaries of Commonwealth's Attorneys, for the fiscal year ending June 30, 1926, and not specifically provided for in this act, the Auditor of Public Accounts is authorized and directed to draw his warrant and the Treasurer to pay same in the manner now provided by law for the payment of such claims.

§ 53. Each section of this act appropriating money is designed to be a separate and distinct appropriation and in event any appropriation made is held to be unauthorized by law, it shall in no wise affect the other appropriations provided for in this act.

§ 54. No officer or employe of the state, or any of the departments, boards, commissions or agencies of the state government provided for in this act, shall be allowed any expense incurred in trips outside of Kentucky except on official business, and then only after a request to make such trips has been filed in writing with the Commissioners of the Sinking Fund and authority to make same has been approved by the said Commissioners of the Sinking Fund.

Said communication was read at length which, together with the two appropriation measures, were referred to the Committee on Appropriations.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

1. S. B. 116. An act to amend and re-enact section 3142B-11, Kentucky Statutes, Carroll's sixth edition, 1922.

2. S. B. 108. An act to define, regulate and license real estate brokers and real estate salesmen in each city of the first class; to create a Real Estate Commission and to provide penalties.

3. S. B. 90. An act requiring the State Librarian to furnish to the law library of the University of Kentucky sets of the Acts of the General Assembly, the Journals of the House and Senate, the Kentucky Reports, the Advance Sheets of the Kentucky Reports, and the Code and Statutes.

4. S. B. 87. An act appropriating twenty-five thousand dollars annually for the establishment, operation and maintenance of a sub-experiment station under the direction of the Agricultural Experiment Station of the University of Kentucky, prescribing the purpose of the sub-station and the manner in which the appropriation is to be paid.

Said bills were ordered to be printed and referred:

1. To Committee on Kentucky Statutes.

2. To Committee on Kentucky Statutes.

3. To Committee on State University.

4. To Committee on Agriculture.

Upon a call of the counties and legislative districts the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Duncan:

H. B. 522. An act to amend chapter 82, Acts 1922, entitled, "An act to amend chapter 17, Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920, relating to roads and bridges and creating Department of State Roads, Highways," etc.

To Committee on Public Roads and Highways.

By Mr. Brandenburg:

H. B. 523. An act creating Thirty-seventh Judicial District of Kentucky; providing for holding court in said district and other districts affected, and providing for the appointment of a circuit judge and Commonwealth's Attorney in said Thirty-seventh District.

To Committee on Redistricting, Judicial.

By Mr. Jolly:

H. B. 524. An act to amend and re-enact sub-section 9 of section 3490 of the Kentucky Statutes, relating to the construction of sewers in the streets, alleys and highways in cities of the fourth class.

To Committee on Cities of the Fourth Class.

By Mr. Morgan:

H. B. 525. An act entitled "An act permitting the members of cooperative marketing associations to execute crop mortgages upon their products.

To Committee on Agriculture.

My Mr. Doss:

H. B. 526. An act to amend section 3891 of Carroll's Kentucky Statutes.

To Committee on Kentucky Statutes.

By Mr. Hadden:

H. B. 527. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly, 1920.

To Committee on Public Roads and Highways.

By Mr. Drury:

H. B. 528. An act to provile for and regulate the publication, sale and distribution of opinions of the Court of Appeals as Kentucky Reports and Advance Sheets, and to repeal and re-enact subsections 3, 4, 5, 6, 7, 9 and 10 of section 955a, Kentucky Statutes, Carroll's edition, 1922, relating to the publication, sale and distribution of the opinions of the Court of Appeals of Kentucky, commonly called Kentucky Reports and Advance Sheets, and to repeal section 2429, Kentucky Statutes, Carroll's 1922 edition, relating to reports to be made by clerks of Courts respecting lists of volumes of reports on hands; and to repeal and re-enact section 2426, Kentucky Statutes, Carroll's edition, 1922, relating to the distribution of the Kentucky Reports and designating the persons entitled to free copies thereof, and requiring of the county attorneys bond to the Commonwealth for the safe keeping and preservation of said books for use in his office.

To Committe on Court of Appeals.

By Mr. Campbell:

H. B. 529. An act relating to roads and highways.

To Committee on Public Roads and Highways.

By Mr. Clark.

H. B. 530. An act to amend and re-enact section 2 of chapter 10 of the Acts of the General Assembly of 1922, approved March 8, 1922, entitled "An act to provide for the establishment of two normal schools for the training of white elementary teachers, and appropriating money for the maintenance and operation thereof.

"Whereas, the greatest need of the common schools is trained elementary teachers, and,

"Whereas, the state normal schools already established can neither reach nor train all elementry teachers needed for the common schools;" being an act for the creation of boards of regents and vesting the management and control of the two normal schools established under the provisions of said act in boards of regents instead of the State Board of Education; providing for the appointment of the board of regents by the Governor of the Commonwealth, and fixing their terms of office; providing certain rules and regulations for the management and operation of said schools, and empowering the boards of regents to exercise full management and control in the operation of said schools.

To Committee on Normal Schools.

By Mr. Vincent:

H. B. 531. An act to amend and re-enact sections 2 and 3 of chapter 25, Acts of the General Assembly, regular session, for the year 1918, the same being sections 2721a-2 and 2721a-3, Carroll's Statutes of Kentucky of 1918, by increasing

the salaries of the Chief Inspector and Assistant Inspector of Mines.

To Committee on Kentucky Statutes.

By Mr. Jones:

H. B. 532. An act to add to the primary system of state roads the route from Harlan to the Virginia state line, via Evarts and Kenvir.

To Committee on Public Roads and Highways.

By Mr. Pulliam:

H. B. 533. An act concerning county government.

To Committee on County and City Courts.

Mr. Nelson, of the Committee on Appropriations, reported that they had originated in the committee bills of the following titles, viz.:

H. B. 534. An act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1925; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 535. An act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and

except for the common schools, for the fiscal year ending June 30, 1926; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

Said bills were read at length, ordered printed and ordered to be placed on the Calendar.

The committees to which same had been referred reported bills and resolutions of the following titles, viz.:

By Mr. Thornberry, of the Committee on Cities of the Second and Third Classes.

H. B. 429. An act to provide for the construction, maintenance, altering and repairing or changing of sewers in cities of the third class, and to provide for the payment of same, and creating a lien therefor upon the property benefited and to repeal subsection 8 of section 3290, Kentucky Statutes, relating thereto.

By Mr. Knight, of the Committee on Cities of the Fifth and Sixth Classes.

S. B. 44. An act to amend section 3642 of the Kentucky Statutes, Carroll's 1915 edition, relating to violation of ordinances, misdemeanors in cities of the fifth class.

By Mr. Jeter, of the Committee on Education No. 1.

S. B. 71. An act entitled an act relating to the general administration and supervision of the common schools of the Commonwealth of Kentucky, and the office of Superintendent of Public Instruction; repealing certain sections and subsections of Carroll's 1918 edition, Kentucky Statutes, and chapter 71, Acts of 1920, relating to the salary of Superintendent

of Public Instruction, office supplies, and clerical force, and enacting and re-enacting in lieu thereof certain sections and subsections relating to the election of Superintendent of Public Instruction, his bond, his salary, his powers, duties, responsibilities and privileges and the reorganization of the State Department of Education as set forth in the enacting clause thereof.

By same:

H. B. 487. An act amending and re-enacting section 4471 of chapter 8, Acts of General Assembly of Kentucky of the year 1922, entitled: "An act to repeal chapter 38 of the Acts of the General Assembly of 1920, relating to the election and qualification of members of boards of trustees in graded common school districts; also chapter 46 of the Acts of the General Assembly of 1920, relating to the establishment of inlependent, consolidated, graded and high schools," etc.

By same:

H. B. 395. An act to provide the pupils of the public schools of Kentucky with free text books and providing for rules governing the use and distribution and care thereof and providing for the payment thereof.

By Mr. Miller, of the Committee on Kentucky Statutes:

H. B. 281. An act to repeal section 2150 of Kentucky Statutes.

By same:

H. B. 364. An act to repeal sections 1386, 1387, 1388, 1389, 1390, 1391, 1391a, and 1392, being chapter 38 of the

Kentucky Statues, Carroll's edition, 1915, relating to "currency."

By same:

S. B. 56. An act to amend and re-enact section 1358, chapter 36, Kentucky Statutes, Carroll's edition, 1915.

By same:

H. B. 424. An act relating to streets and alleys.

By same:

H. B. 134 An act defining type to be used in recordable instruments.

By same:

H. B. 133. An act to repeal and re-enact section 4039a, chapter 108, Kentucky Statutes, relating to duties of clerks and sheriffs.

With an amendment thereto by way of substitute therefor.

By same:

H. Res. 4. Resolution for the benefit of William D. Overton.

By Mr. Saunders, of the Committee on Public Monuments and Memorials.

H. Res. 2. Resolution concerning the late Hon. James Bennett McCreary.

By Mr. Miller, of the Committee on Kentucky Statutes:

H. B. 317. An act repealing and re-enacting sections 1, 2, 3, 17 and 18 of an act approved March 23, session 1920, Carroll's Statutes, section 2739, to regulate, license and govern the use of motor vehicles and provide a penalty for the violation thereof.

With an amendment thereto by way of substitute therefor.

By Mr. Dorman, of the Committee on Railroads:

H. B. 396. An act to repeal chapter 1 of the Acts of the General Assembly of 1916, now sections 201c-1, 201c-2, 201c-3, 201c-4, 201c-5, 201c-6, 201c 7, 201c 8, 201c9, 201c 10, 201c-12, 201c-13, Carroll's edition, Kentucky Statutes, entitled, "An act to make it unlawful for any common carrier of passengers in this state to issue or give, and for any person to accept or use, or attempt to use, except as provided in this act, any free pass or free transportation; and requiring such carriers to file in the office of the Attorney General verified reports of free passes or free transportation issued, and prescribing penalties for violations of its provisions."

By Mr. Watkins, of the Committee on State Fair.

H. B. 375. An act to prevent deceit and unfair prices that result from the unrevealed presence of substitutes for virgin wool in woven fabrics purporting to contain wool, and in garments or articles of apparel made therefrom, manufactured, sold, or offered for sale, in the State of Kentucky, requiring the labeling of all cloth, fabric, garments or articles of apparel, and providing punishment for violation of this act.

By Mr. Cammack, of the Committee on Codes of Practice:

H. B. 272. An act to repeal and re-enact section 75 of Kentucky Code of Criminal Practice, 1919 edition.

By Mr. Knight, of the Committee on Cities of the Fifth and Sixth Classes:

H. B. 427. An act to amend and re-enact sections 3673, 3674, 3677 and 3678 of Kentucky Statutes, Carroll's edition, 1922, being a part of subdivision 6, article 7, chapter 89, relating to revenue and taxation in towns of the sixth class.

By Mr. Clark, of the Committee on Normal Schools:

H. B. 447. An act creating two normal schools for the training of elementary teachers for the rural schools and providing an annual appropriation of $30,000 dollars each for the maintenance of same.

By same:

H. B. 490. An act to repeal and to re-enact with amendments article XVIc, section 4535a-1, to section 4535b-2, inclusive, of Kentucky Statutes, Carroll's edition of 1915.

By Mr. Simons, of the Committee on Suffrage and Elections:

H. B. 462. An act to exempt from jury service members of city and county boards of education, and also the executive officers, superintendents, principals, teachers and other employes of such boards of education while the common schools are in session.

With the expression of opinion that said bills ought to pass.

Said bills and resolutions were read at length the first time and ordered to be placed on the Calendar.

The committees to which same had been referred reported bills of the following titles, viz.:

By Mr. Dorman, of the Committee on Railroads:

H. B. 33. An act to require steam railroad companies to provide automatic or foot-power fire box doors on locomotives, etc.

By same:

H. B. 136. An act requiring railroad companies to stop passenger trains at county seats and nearest stations within five miles of county seats.

By same:

H. B. 145. An act requiring railroad companies operating lines in and through this state and maintaining at designated places machine and repair shops, to construct proper and suitable and comfortable sheds and buildings at such places for the use and benefit of their employes engaged in repairing cars and providing a penalty for a failure so to do.

By Mr. Cammack, of the Committee on Codes of Practice.

H. B. 425. An act to amend subsection 2 of section 36 of the Criminal Code of Practice, sixth edition, 1919, edited by Hon. John D. Carroll.

By same:

H. B. 162. An act relating to pleadings and practice.

By same:

H. B. 264. An act to amend section 198, Civil Code of Practice, Carroll's sixth edition, 1919, and being under subdivision 2, chapter 3, relating to attachments.

With the expression of opinion that said bills ought not to pass.

No further motion having been made and no further action having been taken by the House on the report of the said committee last above named, it was ordered that said bills be not read at length the first time.

And so said bills were rejected.

By unanimous consent, Mr. Belknap introduced a bill of the following title, viz.:

H. B. 536. An act to provide for a progressive tax on transfers of direct and collateral inheritance, and to amend sections 4281a, 4281b, 4281c, 4281d, 4281e, 4281f, 4281g, 4281h, 4281i, 4281k, 4281l, 4281m, 4281n, 4281o, 4281p, 4281q, 4281r, 4281t, of Carroll's Kentucky Statutes, 1915, as amended by an act entitled, "An act providing for progressive tax on direct and collateral inheritances," being chapter 26 of the Acts of the General Assembly of 1916, as amended by an act entitled, "An act to more clearly define the method and procedure for the imposition of inheritance taxes on contingent interests of estates and to amend sections 4281a to 4281s, both inclusive, Kentucky Statutes, Carroll's 1915 edition, and chapter 26 of the Acts of 1916, by prescribing the rate of

tax and the method of collecting same on contingent interests or estates, and providing for a refund upon the happening of the contingency to persons who are required to pay a less amount than the tax imposed and paid," being chapter 56 of the Acts of the General Assembly of 1918, as amended by an act entitled, "An act relating to the collection of inheritance tax, requiring certain reports of county court clerks and imposing certain duties upon the State Tax Commission and otherwise designating a method of procedure, in the collection of such tax," being chapter 44 of the Acts of the General Assembly of 1920.

Said bill was ordered printed and referred to Committee on Revenue and Taxation.

The hour of eleven o'clock a. m. having arrived, that being the hour set for the execution of the Special Order of the Day, to wit: a bill entitled:

H. B. 44. An act to repeal subsection 22 of section 415B, chapter 22b, Carroll's Kentucky Statutes, and to amend subsections 5, 6, 9, 15 of section 415B of said Statutes.

Mr. Day moved that further consideration of said bill be postponed and that same be made Special Order of the Day for next Monday, February 25, at two o'clock p. m.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 200. An act relating to the State Live Stock Sanitary Board; an act to amend subsection f, section 7, of chapter 69 of the Acts of 1918, entitled an act to suppress, prevent and control and eradicate communicable diseases in live

stock, to provide the necessary officers and define their duties and powers and to appropriate funds necessary for its enforcement, and repealing section 63a of article 2, chapter 5, Carroll's edition, Kentucky Statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That subsection f of section 7 of chapter 69 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1918, be amended by striking out the words "one hundred" and figures ($100.00), in line three, and substituting in place thereof the word "fifty," and figures ($50.00).

By striking out the words "two hundred" and figures ($200.00), in lines four and five, and substituting in place thereof the words "one hundred" and figures ($100.00).

By striking out the words "one hundred" and figures ($100.00), in lines five and six, and substituting in place thereof the word "fifty" and figures ($50.00).

So that said subsection, when so amended, shall read as follows:

Provided, further, that in no case shall the amount paid as indemnity exceed for any equine animal the sum of fifty ($50.00) dollars; for a registered bovine animal, one hundred ($100.00) dollars; for a grade bovine animal, fifty ($50.00) dollars, and that no indemnities shall be paid by the state for any animal or animals destroyed or slaughtered on account of any disease, except foot and mouth disease, glanders, contagious pleuro-pneumonia, bovine tuberculosis, or maladie du coit or dourine, and any disease for which the United States government, or any department thereof, shall pay fifty (50%) per cent.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
J. E. Bickett
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
G. Givens Dixon
J. R. Dorman
F. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
O. C. Gartin
T. H. Golden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
W. S. Wallen
W. D. Watkins

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Those who voted in the negative were—

W. B. Ardery
Hector Johnson

—2

Resolved, that the title thereof be as aforesaid.

Mr. Watkins moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 204. An act regulating the sale of leaf tobacco at public auction in this Commonweath.

Mr. E. B. Miller moved that said bill be recommitted.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 28. An act to amend and re-enact sections 2740 and 2741 of article 1 of chapter 89, Kentucky Statutes, Carroll's edition of 1922, relating to the classification of cities and towns.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2740 (Carroll's edition, 1922), entitled classification of cities and towns, be amended by adding after the words "Brooksville, Bracken county," in cities of the fifth class, the words "Whitesburg, Letcher county," so that when amended and re-enacted said act shall read as follows:

CLASSIFICATION OF CITIES AND TOWNS

The cities and towns of the Commonwealth are classified as follows, to wit:

First Class—Louisville, Jefferson county.

Second Class—Lexington, Fayette county; Covington, Kenton county; Newport, Campbell county; Paducah, McCracken county.

Third Class—Owensboro, Daviess county; Henderson, Henderson county; Frankfort, Franklin county; Bowling Green, Warren county; Middlesboro, Bell county; Hopkinsville, Christian county; Ashland, Boyd county; Maysville, Mason county; Corbin, Whitley and Knox counties.

Fourth Class—Shelbyville, Shelby county; Richmond, Madison county; Winchester, Clark county; Dayton, Campbell county; Paris, Bourbon county; Catlettsburg, Boyd county; Danville, Boyle county; Mt. Sterling, Montgomery county; Georgetown, Scott county; Versailles, Woodford county; Harrodsburg, Mercer county; Bellevue, Campbell county; Cynthiana, Harrison county; Mayfield, Graves county; Lebanon, Marion county; Ludlow, Kenton county; Nicholasville, Jessamine county; Pineville, Bell county; Madisonville, Hopkins county; Princeton, Caldwell county; Fulton, Fulton county; Lawrenceburg, Anderson county; Russellville, Logan county; Carrollton, Carroll county; Central City, Muhlenburg county; Franklin, Simpson county; Barbourville, Knott county; Providence, Webster county; Morganfield, Union county; Pikeville, Pike county; Somerset, Pulaski county; Murray, Calloway county; Harlan, Harlan county; Elizabethtown, Hardin county; Jackson, Breathitt county; Hazard, Perry county; Highland Park, Jefferson county; Hickman, Fulton county; Scottsville, Allen county; Earlington, Hopkins county; Olive Hill, Carter county; Irvine, Estill county; Marion, Crittenden county; Clifton, Campbell county; Fort Thomas, Campbell county.

Fifth Class—Lancaster, Garrard county; Cadiz, Trigg county; Grand River, Livingston county; Greenville, Muhlen-

burg county; Louisa, Lawrence county; Columbus, Hickman county; Glasgow, Barren county; Cloverport, Breckinridge county; Bardstown, Nelson county; Augusta, Bracken county; Stanford, Lincoln county; Williamsburg, Whitley county; Clinton, Hickman county; Midway, Woodford county; Flemingsburg, Fleming county; Vanceburg, Lewis county; Elkton, Todd county; Falmouth, Pendleton county; Carlisle, Nicholas county; Uniontown, Union county; Campbellsville, Taylor county; Hawesville, Hancock county; Eminence, Henry county; Eddyville, Lyon county; Leitchfield, Grayson county; Owingsville, Bath county; Sebree, Webster county; Clay, Webster county; Wickliffe, Ballard county; Morehead, Rowan county; Bardwell, Carlisle county; Sturgis, Union county; Dawson Springs, Hopkins county; Millersburg, Bourbon county; Calhoun, McLean county; Springfield, Washington county; Corydon, Henderson county; Hartford, Ohio county; Mortons Gap, Hopkins county; Livermore, McLean county; Oakdale, Jefferson county; Beattyville, Lee county; Owenton, Owen county; Burnsides, Pulaski county; Prestonsburg, Floyd county; Warsaw, Gallatin county; Monticello, Wayne county; Berea, Madison county; La Grange, Oldham county; Guthrie, Todd county; Russell, Greenup county; Hustonville, Lincoln county; Drakesboro, Muhlenburg county; Tomkinsville, Monroe county; Helier, Pike county; Perryville, Boyle county; Wilmore, Jessamine county; Greenup, Greenup county; Horse Cave, Hart county; Brooksville, Bracken county; Whitesburg, Letcher county.

Section 2741, Sixth Class—All other incorporated cities and towns not named in this bill shall belong to the sixth class, provided that all officers now holding offices in any of the cities changed from a class other than they were at the time such officers were elected, will hold their offices until the term for which they were elected has expired, and until their successors have been elected and qualified. Whereas, it is necessary for the assigned cities mentioned herein to make their tax levy for this year under the charter of the

town to which they are assigned, an emergency is hereby declared to exist, and this act shall take effect and be in full force and effect from and after its passage and approval by the Governor.

§ 2. All acts or parts of acts inconsistent herewith are hereby repealed.

Mr. Baker offered the following amendment to said bill, viz.:

Amend H. B. 28 by adding after "Whitesburg, Letcher county," in line 59, page 3 of the printed bill, the words "Columbia, Adair county."

Said amendment was adopted.

Mr. Tinsley offered the following amendment to said bill, viz.:

Amend H. B. 28 under head of classification of cities and towns, by adding to line 59, after the words "Whitesburg, Letcher county," the words, "Beaver Dam, Ohio county."

Said amendment was adopted.

Mr. Jones offered the following amendment to said bill, viz.:

Amend H. B. 28 so that the words "Harlan, Harlan county," in line 29, on page 2, be stricken and at the end of line 15, on page 2, add the words, "Harlan, Harlan county."

Said amendment was adopted.

Mr. Jeter offered the following amendment to said bill, viz.:

Amend H. B. 28, section 1, page 2, by striking out, in lines 36 and 37, the words "Louisa, Lawrence county," and adding in line 34, page 2, section 1, the words: "Louisa, Lawrence county."

Said amendment was adopted.

Mr. Moore offered the following amendment to said bill, viz.:

Amend H. B. 28 by adding the words: "Manchester, Clay county," after "Whitesburg, Letcher county," in line 59, page 3.

Said amendment was adopted.

Mr. Morgan offered the following amendment to said bill, viz.:

Amend H. B. 28 by adding after the words "Whitesburg, Letcher county," on page 3, line 59, the following words: "Elkhorn City, Pike county."

Said amendment was adopted.

Mr. Baldridge offered the following amendment to said bill, viz.:

Amend H. B. 28 by adding, on page 3, line 59, after the words "Whitesburg, Letcher county," the following words: "Inez, Martin county."

Said amendment was adopted.

Mr. Gartin offered the following amendment to said bill. viz.:

Amend H. B. 28 by striking, on page 2, lines 14 and 15, the words "Ashland, Boyd county," and by adding on page 1, in line 11, after the words "McCracken county," the words "Ashland, Boyd county."

Amend H. B. 28 by striking, on page 3, line 55, the following words: "Russell, Greenup county," and by adding on page 2, line 34, after the words "Campbell county," the following words: "Russell, Greenup county."

Said amendments were adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Allen B. Cammack	G. W. Eller
T. H. Baker	J. G. Campbell	H. M. Fultz
A. J. Baldridge	R. J. Cain	O. C. Gartin
J. H. Baughman	Sherman Chasteen	T. H. Golden
L. D. Bax	Sam Cole	J. E. Hadden
Homer Beliles	L. F. Coomes	W. R. Haselwood
C. W. Bennett	J. L. Cushing	J. W. Howard
J. E. Bickett	B. F. Day	R. O. Huntsman
S. A. Blackburn	J. R. Dorman	L. J. Jeter
W. M. Boling	E. J. Doss	Hector Johnson
J. F. Bosworth	H. C. Duffy	J. Roy Johnson
W. J. Brandenburg	Wm. M. Duncan	A. J. Jolly
W. B. Bush	D. E. Edwards	D. C. Jones

H. J. Kegley	E. B. Miller	G. W. Shadoan
T. H. King	Harry Miller	Lee L. Simons
T. J. Knight	G. W. Morgan	W. M. Simpson
John H. Lawson	J. L. Morgan	Geo. W. Smith
I. T. Layman	Wm. J. Moore	A. W. Stamper
Oscar Leibson	E. D. Morris	F. L. Strange
Leon P. Lewis	F. V. Nunnelly	H. Q. Thompson
Leroy Lewis	E. E. Palmore	D. D. Thornberry
Martin Light	J. J. Patterson	W. S. Tinsley
J. T. Linton	G. L. Perryman	N. I. Toombs
J. Will McFarlin	V. H. Redwine	C. D. Vincent
W. J. McMurry	J. F. Reed	E. C. Walker
R. D. McMurtry	J. L. Richardson	W. D. Watkins
J. L. Manning	J. E. Robbins	C. Westerfield
J. W. Martin	Arthur Saunders	—83

Resolved, that the title thereof be as aforesaid.

Mr. Campbell moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Bush moved that when this House adjourn today it be to meet next Monday, February 25, at one o'clock p. m.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 74. An act to amend section 2740 of the Kentucky Statutes, Carroll's edition, 1922, relating to classification of towns and cities, and creating an emergency.

Mr. Moore moved that said bill be recommitted.

Said motion was agreed to.

The hour of twelve-thirty o'clock having arrived, Mr. Simons moved that the House do now recess until one-thirty o'clock p. m.

Said motion was disagreed to.

Mr. Strange moved that the session of today be extended indefinitely.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 54. Said title and bill are as follows:

An act to amend an act entitled "An act to repeal and re-enact subdivision IX of article IV of chapter 89 of Kentucky Statutes, Carroll's edition, 1915, and the amendment thereto as provided in chapter 78, at page 393 of the Acts of the General Assembly of Kentucky, passed at its regular session in the year 1918, and relating to the government of cities of the third class, and providing for a system of public schools and the election, qualification, term of office and meetings of the board of education of said cities of the third class and the number that shall constitute a quorum for the transaction of all business of said boards of education, providing for the form of the ballot and the manner of holding the elections for the members of said boards of education, the manner of voting, the manner of filling vacancies, the powers and duties of said boards of education, the manner in which public school property shall be acquired, held and disposed of, including the right of eminent domain, the manner of selecting teachers, officers and employes and fixing their duties, terms and compensation, the selection of courses of study and text books, the establishment of high schools, the

publication of a printed statement at the end of each scholastic year, a report to the city auditor or clerk with reference to the financial needs of the boards of education, limiting the amount of tax that may be levied for school purposes, the submission to the voters of the question of issuing bonds for school purposes when deemed necessary by said boards of education, and the manner in which said elections shall be held, the manner in which the general councils or boards of commissioners shall provide annually for the school fund, the power of the boards of education to borrow money, the manner of levying and collecting ad valorem, poll and license taxes, separate buildings and schools for the education of white and black children, prohibiting members of the boards of education from having any financial interest in any contract made by the boards; providing for the election of a treasurer, the continuauce unimpaired of all contracts and liabilities, taxes, sinking funds, indebtedness, bonded or otherwise, the manner in which funds shall be paid out, that cities of the third class shall each constitute one school district for taxing purposes and providing for the taking of a census; providing for the choice of officers for the board of education, including a secretary and the manner of fixing his salary, the establishment and maintenance of public school libraries, the admission of pupils outside the limits of the city, the repeal of all inconsistent laws, except special acts pertaining to certain cities and the recognition of the existence of an emergency,'' which act is chapter 53 of the General Assembly of the State of Kentucky as passed at its regular session in the year 1920, by repealing and re-enacting sections 9 and 12 of said chapter 53 so as to authorize and permit the levy for school purposes by cities of the third class of not exceeding $1.50 on each $100.00 of all taxable property therein, in addition to the poll tax, license fees, fees on stock for breeding purposes, on franchises, trades, occupations and professions, and the ad valorem tax for interest and sinking fund purposes, as now mentioned and providing for in said sec-

tion 12 of said chapter 53, and declaring an emergency to exist:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 9 of chapter 53 of the Acts of the General Assembly of the Commonwealth of Kentucky as passed at its regular session in the year 1920, relating to schools in cities of the third class, be, and the same is hereby repealed and re-enacted so that said section 9 of said chapter 53 as re-enacted reads as follows:

"That said board shall, within thirty days prior to the time prescribed for the levy of taxes to be made in the charter of cities of the third class, approximately ascertain the amount of money necessary to be used to defray the expenses of maintaining the schools, improving or constructing buildings, etc., thereof, and any liquidation of the liabilities during the current fiscal year, and report the same, together with the estimated amount to be received from the common school fund of the state, interest on bonds, endowments, etc., to the city auditor or clerk, who shall thereupon report the same to the general council or commissioners, and said general council or commissioners shall make the necessary levy and collect the tax to provide suitable buildings, and to defray the general expenses necessary for school purposes; provided, that the levy for any one year shall not exceed one dollar and fifty cents on each one hundred dollars of value of taxable property in the city as returned by the board of equalization, except as hereinafter provided. Said tax, together with any penalties or accrued interest which may have been collected on same, shall be paid to the board or authorized agent of same as collected. The provisions of this section shall be applicable to, and for the benefit of the schools in all cities of the third class whether such school system be established and maintained under any special act or amend-

ment thereto heretofore passed or under the general laws of the state."

§ 2. That section 12 of chapter 53 of the Acts of the General Assembly of the Commonwealth of Kentucky as passed at its regular session in the year 1920, relating to schools in cities of the third class, be, and the same is hereby repealed and re-enacted so that said section 12 of said chapter 53 as re-enacted reads as follows:

"That each city shall raise a revenue from ad valorem tax and a poll tax and license fees, and to that end the common council or commissioners of each city shall provide each year by ordinance for the assessment of all real and personal estate within the corporate limits thereof, subject to taxation for state purposes, and shall levy an ad valorem tax on same, not exceeding the rate and limit prescribed in the Constitution; and for school purposes not exceeding one dollar and fifty cents on each one hundred dollars of taxable property therein, and such portion of the poll tax or license fees as the council or commissioners may designate; to levy a poll tax not exceeding one dollar and fifty cents on each adult male inhabitant thereof, and may impose license fees on stock for breeding purposes, on franchises, trades, occupations and professions and provide for the collection thereof. All taxes and license fees shall be levied or imposed by ordinance and the purpose or purposes for which the same are levied or imposed shall be specified therein, and the revenue therefrom shall be expended for no other purpose than that for which it is collected; provided, however, that the limitations hereinbefore prescribed of the tax that may be levied for school purposes shall not apply where a bonded indebtedness has been incurred for the construction, improvement or acquisition of school buildings or property, and when such an indebtedness has been incurred that there may be levied in addition to the tax hereinbefore authorized, an annual ad valorem tax sufficient to pay the interest on said indebtedness and also to constitute a sinking fund for the payment of the

principal thereof. The provisions hereof shall apply to any bonded indebtedness whether heretofore or hereafter created. The provisions of this section shall be applicable to and for the benefit of the schools in all cities of the third class whether such school system be established and maintained under any special act or amendment thereto, heretofore passed or under the general laws of the state."

§ 3. On account of the extreme needs at the present time of some cities of the third class for increased revenues for school purposes, an emergency is hereby declared to exist, and this act shall be effective from and after the date of its passage and approval by the Governor.

Mr. Strange offered the following amendment to said bill, viz.:

Amend by adding at the end of section 1 of said act, and on line 27, page 2 thereof, the following words: "provided, however, that when any board of education of any city of the third class desires to make a levy exceeding $100 for the purposes above enumerated, it shall first submit the question to the legal voters of said city as to whether or not they are in favor of increasing the tax rate to such an amount as the board may desire to levy, not to exceed $1.50, in an election called and held in the manner set forth in section 10, chapter 53, of the Acts of the General Assembly of 1920, except that the question to be submitted shall be 'are you in favor of an additional tax of — cents (over $1.00) for school purposes?' and if said question received a majority of the legal voters voting at said election, the said board shall be authorized to levy such additional tax."

Said amendment was disagreed to.

Ordered, that said bill be read the third time.

The constitutional provisions as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. Givens Dixon
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

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Resolved, that the title thereof be as aforesaid.

Mr. Bosworth, moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Ms. Strange moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

MONDAY, FEBRUARY 25, 1924.

The House was opened with prayer by the Reverend J. C. Pelgrim, of the Presbyterian church, Northern Assembly, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
C. W. Bennett
J. E. Bickett
S. A. Blackburn
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
J. G. Campbell
R. J. Cain
Sherman Chasteen
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan

J. L. Morgan	Arthur Saunders	J. Wood Vance
E. D. Morris	G. W. Shadoan	M. E. Vaughan
Chas. A. Nelson	Lee L. Simons	C. D. Vincent
F. V. Nunnelly	Geo. W. Smith	W. S. Wallen
H. A. Pulliam	A. W. Stamper	E. C. Walker
V. H. Redwine	F. L. Strange	W. D. Watkins
J. F. Reed	H. Q. Thompson	C. Westerfield
J. E. Robbins	D. D. Thornberry	
C. W. Ryans	W. S. Tinsley	

The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Murray moved that a leave of absence be granted to Mr. Cammack.

Said motion was agreed to.

Mr. Golden moved that a leave of absence be granted to Mr. Boling.

Said motion was agreed to.

Mr. Nelson moved that a leave of absence be granted to Mr. Wallen.

Said motion was agreed to.

Mr. Brandenburg moved that a leave of absence be granted to Mr. Moore.

Said motion was agreed to.

Mr. E. B. Miller moved that a leave of absence be granted to Mr. Knight.

Said motion was agreed to.

Mr. Martin moved that a leave of absence be granted to Messrs. Clark and Lawson.

Said motion was agreed to.

Mr. Bax moved that a leave of absence be granted to Mr. Simons.

Said motion was agreed to.

Mr. Morgan moved that a leave of absence be granted to Mr. Toombs.

Said motion was agreed to.

Mr. Pulliam made the following motion, viz.:

Inasmuch as it will cost the state, or citizens thereof, approximately $500,000 to continue the position of oil inspector through the administration of Governor Fields, and,

The present inspection is conceded by all unbiased observers to be useless and an insult to the dignity and integrity of the state government, and,

Whereas, the existence of an overpaid and useless office harmfully influences the efficiency of the remainder of the county government, and,

Whereas, the Governor has on several occasions requested its abolition, and,

Whereas, much time has been lost during the present session of the legislature, the daily session having averaged less than 2½ hours, and one hour's action by the legislature can put an end to this conspicuously useless office,

I move that an extra session be held by the House at 7:30 o'clock tonight for the consideration of the bill or bills

to abolish the position of oil inspector in the State of Kentucky.

Mr. Coomes moved that said motion lie on the table.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Pulliam and Harry Miller were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
A. J. Baldridge
L. D. Bax
J. E. Bickett
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
J. G. Campbell
R. J. Cain
Sherman Chasteen
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
H. M. Fultz
O. C. Gartin
T. H. Golden
J. W. Howard
R. O. Huntsman
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
I. T. Layman
Oscar Leibson
Leroy Lewis
J. T. Linton
J. L. Manning
J. W. Martin
Harry Miller
G. W. Morgan
J. L. Morgan
Chas. A. Nelson
V. H. Redwine
J. F. Reed
C. W. Ryans
G. W. Shadoan
F. L. Strange
H. Q. Thompson
D. D. Thornberry
C. D. Vincent
E. C. Walker
W. D. Watkins
C. Westerfield

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Those who voted in the negative were—

W. B. Ardery
T. H. Baker
J. H. Baughman
W. B. Belknap
C. W. Bennett
G. W. Eller
J. E. Hadden
W. R. Haselwood
L. J. Jeter
Hector Johnson
J. Roy Johnson
Leon P. Lewis
Martin Light
J. Will McFarlin
W. J. McMurry
E. D. Morris
F. V. Nunnelly
H. A. Pulliam

J. E. Robbins A. W. Stamper M. E. Vaughan
Geo. W. Smith W. S. Tinsley
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Mr. Nelson moved that the session of today be extended indefinitely.

Said motion was agreed to.

A message was received from the Senate announcing that they had concurred in resolutions which originated in this House as follows, viz.:

Resolution memorializing Congress of the United States to enact the national adjusted compensation law for ex-service men of the World War.

Concurrent resolution inviting the Honorable James M. Cox to address the General Assembly.

And that they had passed a resolution which originated in that body of the following title, viz.:

Resolution inviting G. Lee Cook to address the House and Senate.

The hour of two o'clock having arrived, that being the hour set for the execution of the Special Order of the Day, the House took up for consideration a bill entitled:

H. B. 44. An act to repeal subsection 22 of section 415B, chapter 22B, Carroll's Kentucky Statutes, and to amend subsections 5, 6, 9 and 15 of section 415B of said Statutes.

Mr. Drury moved that further consideration of said

bill be postponed and that it be made a special order for tomorrow at eleven o'clock a. m.

Said motion was agreed to.

The House took up for consideration from the Calendar bills of the following titles, viz.:

H. B. 534. An act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1925; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 558. An act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1926; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. P. 429. An act to provide for the construction, maintenance, altering and repairing or changing of sewers in cities of the third class, and to provide for the payment of same, and creating a lien therefor upon the property benefited and to repeal subsection 8 of section 3290, Kentucky Statutes, relating thereto.

S. B. 44. An act to amend section 3642 of the Kentucky Statutes, Carroll's 1915 edition, relating to violation of ordinances, misdemeanors in cities of the fifth class.

S. B. 71. An act entitled an act relating to the general administration and supervision of the common schools of the Commonwealth of Kentucky and the office of Superintendent of Public Instruction; repealing certain sections and subsections of Carroll's 1918 edition, Kentucky Statutes, and chapter 71, Acts of 1920, relating to the salary of Superintendent of Public Instruction, office supplies and clerical force, and enacting and re-enacting in lieu thereof certain sections and subsections relating to the election of Superintendent of Public Instruction, his bond, his salary, his powers, duties, responsibilities and privileges, and the reorganization of the State Department of Education as set forth in the enacting clause thereof.

H. B. 487. An act amending and re-enacting section 4471 of chapter 8, Acts of General Assembly of Kentucky of the year 1922, entitled: "An act to repeal chapter 38 of the Acts of the General Assembly of 1920, relating to the election and qualification of members of boards of trustees in graded common school districts; also chapter 46 of the Acts of the General Assembly of 1920, relating to the establishment of independent, consolidated, graded and high schools, etc.

H. B. 595. An act to provide the pupils of the public schools of Kentucky with free text books and providing for rules governing the use and distribution and care thereof and providing for the payment thereof.

H. B. 281. An act to repeal section 2150 of Kentucky Statutes.

H. B. 364. An act to repeal sections 1386, 1387, 1388, 1389, 1390, 1391, 1391a and 1392, being chapter 38 of the Kentucky Statutes, Carroll's edition, 1915, relating to "currency."

S. B. 56. An act to amend and re-enact section 1369, chapter 36, Kentucky Statutes, Carroll's edition, 1915.

H. B. 424. An act relating to streets and alleys.

H. B. 134. An act defining type to be used in recordable instruments.

H. B. 133. An act to repeal and re-enact section 4039a, chapter 108, Kentucky Statutes, relating to duties of clerks and sheriffs.

With an amendment thereto by way of substitute therefor.

H Res. 4 Resolution for the benefit of William D. Overton.

H. Res. 2. Resolution concerning the late Hon. James Bennett McCreary.

H. B. 317. An act repealing and re-enacting sections 1, 2, 3, 17 and 18 of an act approved March 23, session 1920, Carroll's Statutes, section 2739, to regulate, license and govern the use of motor vehicles and provide a penalty for the violation thereof.

With an amendment thereto by way of substitute therefor.

H. B. 396. An act to repeal chapter 1 of the Acts of the General Assembly of 1916, now sections 201c-1, 201c-2, 201c-3, 201c-4, 201c-5, 201c-6, 201c-7, 201c-8, 201c-9, 201c-10, 201c-12. 201c-13, Carroll's edition, Kentucky Statutes, entitled: "An act to make it unlawful for any common carrier of passengers in this state to issue or give, and for any person to ac-

cept or use, or attempt to use, except as provided in this act, any free pass or free transportation; and requiring such carriers to file in the office of the Attorney General verified reports of free passes or free transportation issued, and prescribing penalties for violations of its provisions."

H. B. 375. An act to prevent deceit and unfair prices that result from the unrevealed presence of substitutes for virgin wool in woven fabrics purporting to contain wool and in garments or articles of apparel made therefrom, manufactured, sold, or offered for sale, in the State of Kentucky, requiring the labeling of all cloth, fabric, garments or articles of apparel, and providing punishment for violation of this act.

H. B. 272. An act to repeal and re-enact section 75 of Kentucky Code of Criminal Practice, 1919 edition.

H. B. 427. An act to amend and re-enact sections 3673, 3674, 3677 and 3678 of Kentucky Statutes, Carroll's edition, 1922, being a part of subdivision 6, article 7, chapter 89, relating to revenue and taxation in towns of the sixth class.

H. B. 447. An act creating two normal schools for the training of elementary teachers for the rural schools and providing an annual appropriation of $30,000 each for the maintenance of same.

H. B. 490. An act to repeal and to re-enact with amendments article XVIc, section 4535a-1, to section 4535b-2, inclusive, of Kentucky Statutes, Carroll's edition of 1915.

H. B. 462. An act to exempt from jury service members of city and county boards of education; and also the executive officers, superintendents, principals, teachers and other

employes of such boards of education while the common schools are in session.

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles

Ordered, that said bills be placed in the Orders of the Day.

Mr. Drury moved that the rules be suspended and that the House proceed to the report of the standing committees.

Said motion was agreed to.

The committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. E. B. Miller, of the Committee on Agriculture:

H. B. 483. An act to require agricultural cooperative associations on request to furnish information as to membership and contracts and providing for the effect or refusal or compliance with such requests or failure to make such requests.

By Mr. Bennett, of the Committee on Circuit Courts:

H. B. 387. An act to repeal and re-enact section four thousand six hundred and forty-two, Kentucky Statutes, Carroll's edition, one thousand nine hundred and twenty-two, relating to and fixing the compensation of official stenographic reporters in the courts of this Commonwealth.

With an amendment thereto by way of substitute therefor.

With the expression of opinion that said bills ought to pass.

Said bills were read at length the first time and ordered to be placed on the Calendar.

Mr. Bush moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

TUESDAY, FEBRUARY 26, 1924.

The House was opened with prayer by the Reverend Roger T. Nooe, of the First Christian church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	R. J. Cain	J. O. Evans
W. B. Ardery	Sherman Chasteen	H. M. Fultz
T. H. Baker	Lee Clark	O. C. Gartin
A. J. Baldridge	Sam Cole	T. H. Golden
J. H. Baughman	F. W. Collings	J. E. Hadden
L. D. Bax	L. F. Coomes	W. R. Haselwood
C. W. Bennett	J. L. Cushing	J. W. Howard
J. E. Bickett	B. F. Day	R. O. Huntsman
S. A. Blackburn	J. R. Dorman	L. J. Jeter
W. M. Boling	E. J. Doss	Hector Johnson
Wm. H. Bornhorst	G. L. Drury	J. Roy Johnson
J. F. Bosworth	H. C. Duffy	A. J. Jolly
W. J. Brandenburg	Wm. M. Duncan	H. J. Kegley
W. B. Bush	D. E. Edwards	T. H. King
J. G. Campbell	G. W. Eller	I. T. Layman

Oscar Leibson	Chas. A. Nelson	H. Q. Thompson
Leon P. Lewis	F. V. Nunnelly	D. D. Thornberry
Leroy Lewis	E. E. Palmore	W. S. Tinsley
J. T. Linton	J. J. Patterson	N. I. Toombs
J. Will McFarlin	G. L. Perryman	J. Wood Vance
W. J. McMurry	H. A. Pulliam	M. E. Vaughan
R. D. McMurtry	V. H. Redwine	C. D. Vincent
J. W. Martin	J. F. Reed	W. S. Wallen
E. B. Miller	J. E. Robbins	E. C. Walker
Harry Miller	G. W. Shadoan	W. D. Watkins
G. W. Morgan	Lee L. Simons	C. Westerfield
J. L. Morgan	Geo. W. Smith	F. E. Wilson
Wm. J. Moore	A. W. Stamper	
E. D. Morris	F. L. Strange	

The reading of the Journal of yesterday's proceedings was dispensed with.

The House took up for consideration a Senate resolution, reported to this House on yesterday, as follows, viz.:

Be it resolved by the Senate and House of Reprsentatives, that Mr. C. Lee Cook, of Louisville, Kentucky, be invited to address the joint assembly on Wednesday, February 27, at two o'clock p. m.

Said resolution was concurred in.

Mr. Leon P. Lewis offered the following resolution, viz.:

Whereas, but twenty legislative days of this session of the General Assembly remain, including this day; and,

Whereas, there are now over two hundred bills in the Orders of the Day, awaiting a vote thereon,

Resolved, that on Tuesday, February 26, Wednesday, February 27, Thursday, February 28, Friday, February 29,

the hour of meeting of this House shall be ten o'clock a. m. and the hour of adjournment shall be 5 o'clock p. m., with a recess from twelve o'clock to one o'clock each day.

Mr. Cushing offered the following amendment to said resolution, viz.:

Amend resolution offered by the gentleman from Louisville by striking out the words "five o'clock" and substituting therefor the words "three o'clock."

Said amendment was disagreed to.

Mr. Doss offered the following amendment to said resolution, viz.:

Amendment to resolution: To meet at nine-thirty o'clock a. m. instead of ten o'clock a. m.

Said amendment was disagreed to.

Said resolution was adopted.

The yeas and nays being required thereon by Messrs. Lewis and Cushing, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	S. A. Blackburn	E. J. Doss
W. B. Ardery	W. M. Boling	G. L. Drury
T. H. Baker	Wm. H. Bornhorst	Wm. M. Duncan
A. J. Baldridge	W. J. Brandenburg	D. E. Edwards
J. H. Baughman	R. J. Cain	G. W. Eller
L. D. Bax	Lee Clark	J. O. Evans
W. B. Belknap	F. W. Collings	H. M. Fultz
C. W. Bennett	L. F. Coomes	O. C. Gartin
J. E. Bickett	B. F. Day	T. H. Golden

J. E. Hadden
W. R. Haselwood
J. W. Howard
L. J. Jeter
Hector Johnson
J. Roy Johnson
H. J. Kegley
T. H. King
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

J. F. Bosworth
W. B. Bush
J. G. Campbell
Sherman Chasteen
Sam Cole
J. L. Cushing
H. C. Duffy
R. O. Huntsman
A. J. Jolly
D. C. Jones
Harry Miller
J. L. Morgan
H. Q. Thompson

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Mr. Jeter offered the following resolution, viz.:

Whereas, there is a widespread feeling among the taxpayers of the Commonwealth that various useless and extravagant offices should be abolished, and,

Whereas, both of the great political parties are pledged to an efficient, economical and business-like administration of the state's affairs, and,

Whereas, a bill has been introduced in this body and referred to the Committee on Revenue and Taxation which

abolishes the office of Revenue Agent and confers his powers and duties on the field force of the State Tax Commission, and,

Whereas, it is currently reported in the press of the state that this office costs the taxpayers of the Commonwealth approximately $150,000 a year, or thirty times the constitutional limitation limit of $5,000; therefore,

Be it resolved that House Bill No. 126, which abolishes the office of Revenue Agent be called from the Committee on Revenue and Taxation and given its first reading.

The sole purpose of the resolution is to carry out our campaign pledges and demonstrate our desire to keep faith with the taxpayers of the Commonwealth who have elected us.

Mr. Boling moved that said resolution lie on the table.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Nelson and Jeter, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. L. Cushing	D. C. Jones
L. D. Bax	B. F. Day	H. J. Kegley
W. M. Boling	J. R. Dorman	I. T. Layman
J. F. Bosworth	G. L. Drury	Oscar Leibson
W. J. Brandenburg	Wm. M. Duncan	Leroy Lewis
W. B. Bush	G. W. Eller	J. T. Linton
J. G. Campbell	O. C. Gartin	J. L. Manning
Sherman Chasteen	T. H. Golden	Harry Miller
Sam Cole	J. W. Howard	J. L. Morgan
F. W. Collings	R. O. Huntsman	Wm. J. Moore
L. F. Coomes	A. J. Jolly	E. E. Palmore

Y. H. Redwine	W. M. Simpson	C. D. Vincent
J. F. Reed	Geo. W. Smith	W. S. Wallen
C. W. Ryans	H. Q. Thompson	E. C. Walker
G. W. Shadoan	D. D. Thornberry	C. Westerfield
Lee L. Simons	J. Wood Vance	F. E. Wilson

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Those who voted in the negative were—

W. B. Ardery	J. E. Hadden	E. D. Morris
T. H. Baker	W. R. Haselwood	Chas. A. Nelson
A. J. Baldridge	L. J. Jeter	F. V. Nunnelly
J. H. Baughman	Hector Johnson	J. J. Patterson
W. B. Belknap	J. Roy Johnson	G. L. Perryman
C. W. Bennett	T. H. King	H. A. Pulliam
J. E. Bickett	Leon P. Lewis	J. E. Robbins
S. A. Blackburn	Martin Light	A. W. Stamper
R. J. Cain	J. Will McFarlin	F. L. Strange
E. J. Doss	W. J. McMurry	W. S. Tinsley
H. C. Duffy	R. D. McMurtry	N. I. Toombs
D. E. Edwards	J. W. Martin	M. E. Vaughan
J. O. Evans	E. B. Miller	
H. M. Fultz	G. W. Morgan	

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Mr. Golden, of the Committee on Enrollment, reported that they had examined and found correctly enrolled a bill of the following title, viz.:

S. B. 124. An act regulating the sales of leaf tobacco at public auction in this Commonwealth.

Thereupon all other business was suspended, said bill was read at length and compared in open House and thereupon the Speaker, in open session, and in the presence of the House, affixed his signature thereto.

Ordered, that said bill be delivered to the Enrolling Clerk of the Senate.

The hour of eleven o'clock having arrived, that being the hour set for the execution of the Special Order of the Day, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 44. An act to repeal subsection 22 of section 415B, chapter 22B, Carroll's Kentucky Statutes, 1922 edition, and to amend subsections 5, 6, 9 and 15 of section 415B of said Statutes.

Together with a committee amendment thereto by way of substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That subsection 22 of section 415-B, chapter 22-B, Carroll's Kentucky Statutes, 1922 edition, be and the same is hereby repealed.

§ 2. That subsection 5 of section 415-B of said Statute be and the same is hereby so amended as to read:

The salary of the Commissioner shall be twenty-five hundred dollars per annum, and he shall have power to appoint an office force of not less than two clerks, to whom shall be paid twelve hundred dollars each per annum, and these salaries shall be paid as the salaries of other departments of the state government are paid out of the general expenditure fund.

§ 3. That subsection 6 of section 415 of said Statute be and the same is hereby so amended as to read:

That any indigent disabled person who has been an actual bona fide resident of the state, continuously since January 1st, 1910, and who did actual military service in the Confederate army, from the date of his enlistment, or until the close of the war, or until he was honorably discharged as an officer or private soldier or sailor, in the military or naval service, of the Confederate States of America, in the war of 1861-5, or the widow of such officer or private soldier or sailor, to whom she was married prior to January 1st, 1910, and who was living with him as his lawful wife at the time of his death, shall be paid out of the state treasury the sum of twelve dollars ($12.00) per month upon proof of the fact, according to forms and regulations prescribed by this act, and condition prescribed therein. Provided that any officer or private soldier who was prevented from so serving until the close of the war, or until he was honorably discharged by the reasons of wounds received or disease contracted in line of duty, which rendered him unable to perform further military service, shall be entitled to the benefits of this act, as though he had served until the close of the war, or until honorably discharged, and provided further that any officer of private soldier or sailor who deserted or was not honorably discharged, shall not be entitled to the benefits of this act, unless he reenlisted or returned to the service in the Confederate army, and served until the close of the war or until he was honorably discharged or was prevented from so serving by wounds received or disease contracted in line of duty which rendered him unable to perform further military service.

Any soldier who was compelled at any time during the last six months of the war to take the oath of allegiance to the United States government, by sickness or starvation while in prison or by duress while out of prison, to save his life, as he verily believed, at the time he took such oath, such

soldiers shall not be judged a deserter, but he shall have the right to a pension, as if he had been honorably discharged or if he had taken such oath of allegiance at the close of the war.

§ 4. That subsection 9, article 4, of section 415-B, of said statute be and the same is hereby amended as to read:

Any pensioner under this statute who removes from this state, or is absent therefrom for a period of three months, without the written consent of the commissioner, and such pensioner shall not return to the state when requested to do so by the commissioner, giving him or her thirty days' notice by registered letter. In event such prisoner refuses to return to this state when so requested, the commissioner shall have the power to drop him or her from the Confederate pension roll of Kentucky, and he may also drop from said pension roll any person who by reason of combined partial ability to earn a support and income and property and any or all of these combined is able to obtain an income equivalent to five hundred dollars ($500.00) per year.

§ 5. That subsection 15 of section 415-B of said Statute be and the same is hereby amended as to read:

When a pension shall have been allowed, the commissioner shall issue to the applicant a pension certificate, showing that he or she is entitled to a pension, at the rate of twelve dollars ($12.00) per month from the date the pension claim is allowed by the commissioner, and no back pay shall hereafter be allowed to any claimant now on the pension roll or who may hereafter be added to the pension roll. Payments shall be made on said certificate quarterly each year, on the 15th day of February, May, August and November, upon the proper execution of a voucher by the pensioner, by an officer authorized to administer oaths and having a seal. The voucher shall be furnished to the pensioner by the commissioner and returned to him after being properly executed. The commissioner shall then prepare the pension roll for the quarterly payment with the postoffice address and the amount

due each pensioner, and file the same, together with the vouchers, with the Auditor, the Auditor shall then issue warrants on the Treasurer for the respective sums and the Treasurer shall forward a treasury check to the address of each pensioner. In the event there are not sufficient funds in the hands of the Treasurer to justify the issuing of pensioners' checks, thus provided for, the Auditor's warrants shall be stamped interest bearing, by the Treasurer, at the rate of five per cent, and mailed to the pensioner.

This act shall take effect from its passage.

Said substitute is as follows, viz.:

An act to repeal subsection 22 of section 415-B, chapter 22-B, of volume 1 of Carroll's Statutes of Kentucky, edition of 1915, and to amend subsections 5, 9 and 15 of section 415-B, chapter 22-B of volume 1 of Carroll's Kentucky Statutes, edition 1915, and to amend subsection 6 of section 415-B, chapter 22-B, of volume 3, of Carroll's Statutes of Kentucky, edition, 1918.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That subsection 22 of section 415-B of chapter 22-B of volume 1 of Carroll's Statutes of the State of Kentucky, edition of 1915, be and the same is hereby repealed.

§ 2. That subsection 5 of section 415-B of chapter 22-B of volume 1, Carroll's Statutes of State of Kentucky, 1915 edition, be and the same is hereby amended so when amended it shall read as follows:

The salary of the commissioner shall be twenty-five hundred dollars per annum, and he shall have power to appoint an office force of not less than two clerks, to whom shall be paid twelve hundred dollars each per annum, and these salaries shall be paid as the salaries of other departments of the state government are paid out of the general expenditure fund.

§ 3. That subsection 6 of section 415-B of chapter 22-B of volume 3, of Carroll's Statutes of Kentucky, of the year of 1918, be and the same is hereby amended so when amended it shall read as follows:

That any indigent disabled person who has been an actual bona fide resident of the state continuously since January 1, 1910, and who did actual military service in the Confederate army from the date of his enlistment or until the close of the war or until he was honorably discharged, as an officer or private soldier or sailor in the military or naval service of the Confederate States of America, in the war of 1861-65, or the widow or such officer or private soldier or sailor to whom he was married prior to January 1st, 1910, and more than forty years of age at the time of said soldier's death, and who was living with him as his lawful wife at the time of his death, shall be paid out of the state treasury the sum of fifteen dollars per month, that every Confederate inmate of the Confederate Home be given $3.00 per month spending money, upon proof of the fact according to forms and regulations prescribed by this act and condition prescribed therein. Provided, that any officer or private soldier who was prevented from so serving until the close of the war, or until he was honorably discharged by the reasons of wounds received or disease contracted in line of duty which rendered him unable to perform further military service, shall be entitled to the benefits of this act, as though he had served until the close of the war or until honorably discharged, and provided further that any officer or private soldier or sailor who deserted or was not honorably discharged shall not be entitled to the benefits of this act, unless he re-enlisted or returned to the service in the Confederate army and served until the close of the war or until he was honorably discharged or was prevented from so serving by wounds received or disease contracted in line of duty which rendered him unable to perform further military service.

Any soldier who was compelled at any time during the last six months of the war to take the oath of allegiance to the United States government, by sickness or starvation while in prison or by duress while out of prison, to save his life, as he verily believed at the time he took such oath, such soldier shall not be judged a deserter but he shall have the right to a pension as if he had been honorably discharged, or if he had taken such oath of allegiance at the close of the war.

§ 4. That subsection 9 of section 415-B of chapter 22-B, volume 1, Carroll's Statutes of Kentucky, of the year 1915, be and the same is hereby amended so when amended it shall read as follows:

That no person shall be entitled to the benefits of this act who is able to earn a support by manual labor, or who is able to earn a support by reason of his or her knowledge, art or skill in any profession, trade or craft, or who received a pension from the United States, or any state or foreign government, or any other source, or any pensioner under this statute who removes from this state or is absent therefrom for a period of three months, shall return to this state at the end of said three months or be dropped from the Confederate pension roll of this state; provided, however, that in any case where the Commissioner of Confederate Pensions deems it wise he shall issue written consent to the pensioner to remain outside of the state for a period not exceeding two years, subject to recall by registered letter, of the commissioner, on thirty days' notice, in which case the pensioner shall not be dropped from the pension roll but be paid his or her pension as though present in the state.

But it shall be the duty of the Commissioner of Pensions bi-ennially, starting on the 30th of December, 1925, and every two years thereafter, to present to the State Auditor a list of all pensioners living without the state, along with the date of their notice of removal from the state. And after due conference with the Commissioner of Pensions, it

shall be the duty of the Auditor to check the record in order to know whether the payments to each of said pensioners do in his opinion come within the limit of this act. In case the Auditor shall approve the continuance of such pension payments the commissioner is empowered to give his written consent to a continuance for the two years following each consent of the Auditor. But if the Auditor shall not approve the payments to any pensioner it shall be the duty of the Commissioner of Pensions to demand the return of said pensioner to the state within thirty days, and upon his or her failure to return, said pensioner's name shall be dropped from the pension roll.

Or who possess property of the value of two thousand five hundred dollars, or who possess an income to the amount of five rundred dollars a year or an income equivalent to five hundred dollars a year, or who is living with his wife, who possesses property in fee simple or a life interest of the value of two thousand five hundred dollars, or an income of five hundred dollars per year; or whose support is suitably provided for and secured by reason of a contract or agreement with a person able to provide such support; or who by reason of combined partial ability to earn a support and income and property or any and all of these combined is able to obtain an income equivalent to five hundred dollars a year.

The Commissioner of Pensions may also drop from the pension roll any person who by reason of combined or partial ability is able to receive support equivalent to five hundred dollars a year, from said pensioner's own efforts or from property or from any other source or from all such sources combined.

§ 5. That subsection 15 of said section 415-B of chapter 22-B of volume 1, Carroll's Statutes of Kentucky, of the year 1915, be amended so when amended it shall read as follows:

When a pension shall have been allowed, the commis-

sioner shall issue to the applicant a pension certificate showing that he or she is entitled to a pension at the rate of fifteen dollars per month from the date the pension claim is allowed by the commissioner, and no back pay shall hereafter be added to the pension roll. Payments shall be made on said certificate quarterly each year, on the 15th day of February, May, August and November, upon the proper execution of a voucher by the pensioner by an officer authorized to administer oaths and having a seal. The voucher shall be furnished to the pensioner by the commissioner and returned to him after being properly executed. The commissioner shall then prepare the pension roll from the quarterly payment, with the post office address and the amount due each pensioner, and file the same, together with the vouchers with the Auditor. The Auditor shall then issue warrants on the Treasurer for the respective sums and the Treasurer shall forward a Treasurer check to the address of each pensioner. In the event there is not sufficient funds in the hands of the Treasurer to justify the issuing of pension checks thus provided for the Auditor's warrants shall be stamped interest bearing by the Treasurer, at the rate of five per cent and mailed to the pensioner.

§ 6. Whereas the Confederate pensioners of this state and to whom this act applies, are now very old and in needy condition, an emergency is therefore declared, and this act shall take effect upon its passage and approval by the Governor.

Mr. Belknap offered the following amendment to said substitute, viz.:

Amend substitute for H. B. 44, section 3, by inserting after the words "fifteen dollars per month," and before the words "upon proof," the following words: "that every Con-

federate inmate of the Confederate Home be given three dollars per month spending money.''

Said amendment was adopted.

Mr. Simons moved that the session of today be extended until the matter under discussion be dispensed of.

Said motion was agreed to.

Said substitute, as amended, was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. B. Bush	H. C. Duffy
W. B. Ardery	Allen B. Cammack	Wm. M. Duncan
T. H. Baker	J. G. Campbell	D. E. Edwards
A. J. Baldridge	R. J. Cain	G. W. Eller
J. H. Baughman	Sherman Chasteen	J. O. Evans
L. D. Bax	Lee Clark	H. M. Fultz
W. B. Belknap	Sam Cole	O. C. Gartin
C. W. Bennett	F. W. Collings	T. H. Golden
J. E. Bickett	L. F. Coomes	J. E. Hadden
S. A. Blackburn	J. L. Cushing	W. R. Haselwood
W. M. Boling	B. F. Day	J. W. Howard
Wm. H. Bornhorst	J. R. Dorman	R. O. Huntsman
J. F. Bosworth	E. J. Doss	L. J. Jeter
W. J. Brandenburg	G. L. Drury	Hector Johnson

J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Simons moved that the House do now recess until one-thirty o'clock p. m.

Said motion was agreed to.

AFTERNOON SESSION.

The hour of one-thirty o'clock having arrived, the Speaker resumed the Chair and called the House to order.

Mr. Simons offered the following resolution, viz.:

Whereas, the citizens of Bowling Green, the various civic organizations and the Western Kentucky Teachers

College of that city invited the members of the General Assembly to be their guests on Washington's birthday, February 22, 1924, including the trip to and from Frankfort, and,

Whereas, the courtesies extended showed the truest and most lavish of Kentucky hospitality in forms too numerous to be mentioned, therefore,

Be it resolved, that the House of Representatives, by this resolution, express their thanks and apprciation to Professor H. H. Cherry, the faculty and students of the Western Kentucky Teachers College, the civic organizations and citizens of Bowling Green, for the generous hospitality so graciously extended, and,

Be it further resolved, that a copy of this resolution be sent to the Western Kentucky Teachers College and to the mayor of Bowling Green, Kentucky.

Said resolution was adopted.

Mr. Harry Miller moved that the House do now proceed to the regular order of business, to wit: the introduction of bills and the report of the standing committees.

Said motion was agreed to.

Thereupon the roll of the counties and legislative districts was called and the following bills were introduced, ordered printed and referred as follows, viz.:

By Mr. Baker:

H. B. 537. An act establishing as a part of the primary system of state highways a road running from Campbellsville, Kentucky, via Cain Valley, via Columbia, via Crocus, via Creelsboro to Albany, in Clinton county, Kentucky, and designating said road as project —.

To Committee on Public Roads and Highways.

By Mr. Vance:

H. B. 538. An act to repeal, clarify, amend and enact sections of laws relating to the management and control of school districts, graded districts and subdistricts, repealing chapter 45, Acts of 1920, and sections 4100, 4101, 4420a-2, 4420a-3, 4484, Acts of 1922, and sections 4431 and 4432, 4426a-3, 5, 6 and 9, Kentucky Statutes, and 4458, 4463b and intervening sections of Kentucky Statutes and section 5 of chapter 138, Acts of 1918.

To Committee on Education No. 2.

By Mr. King:

H. B. 539. An act to establish as a part of the primary system of state highways a road leading from Princeton, in Caldwell county, to Eddyville, in Lyon county, via Dulaney and Kuttawa, same to be designated as project — and known as the Princeton and Kuttawa highway.

To Committee on Public Roads and Highways.

By Mr. Fultz:

H. B. 540. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges, and establishing a system of primary roads for the State of Kentucky, and making provisions for the establishment, construction and maintenance of the same.

To Committee on Public Roads and Highways.

By Mr. Johnson:

H. B. 541. An act relating to roads and bridges, establishing a road from the Rockcastle river bridge, at the place where the Dixie Highway crosses said river at McKee.

To Committee on Public Roads and Highways.

By same:

H. B. 542. An act relating to roads and bridges, establishing a road from Irvine to McKee.

To Committee on Public Roads and Highways.

By Mr. Harry Miller:

H. B. 543. An act to amend and re-enact sections 3235e-2, subsection 3, and 3235e-4, subsection 3, of the Kentucky Statutes, Carroll's 1922 edition, relating to teacher's insurance and annuity funds of cities of the second class.

To Committee on Cities of the Second and Third Classes.

By Mr. Walker:

H. B. 544. An act relating to holidays.

To Committee on Military Affairs.

By Mr. Wilson:

H. B. 545. An act to amend and re-enact section 1347

of the Kentucky Statutes, Carroll's edition, 1915, relating to discharging firearms in city or town.

To Committee on Kentucky Statutes.

By Mr. Jones:

H. B. 546. An act relating to roads and bridges and establishing a new project to be a part of the state primary system of roads.

To Committee on Public Roads and Highways.

By Mr. Bax:

H. B. 547. An act to repeal and re-enact section 1481 of the Kentucky Statutes, Carroll's 1915 edition, relating to elections.

To Committee on Suffrage and Elections.

By Mr. Richardson:

H. B. 548. An act in relation to the employment of public accountants by the Commonwealth of Kentucky, and the counties thereof, and prescribing the qualifications for such public accountants.

To Committee on Kentucky Statutes.

By Mr. Cushing:

H. B. 549. An act empowering fiscal courts in counties containing cities of the second class to construct and main-

tain sidewalks and to levy taxes and assessments to pay for the same.

To Committee on County and City Courts.

By Mr. Vaughan:

H. B. 550. An act providing for the appointment, removal and compensation of probation officers; prescribing their duties and powers; prescribing methods or procedure in suspending sentence and placing persons on probation, and providing for the transfer of persons on probation.

To Committee on Kentucky Statutes.

By Mr. Bush:

H. B. 551. An act to amend an act entitled "An act creating an efficiency commission with power and authority to make a survey of and inquire into and report concerning all departments, commissions and arms and branches thereof of the state government as well as all institutions supported in whole and in part by public funds, also all existing and prospective sources of revenue; defining its powers and duties and appropriating funds to enable it to exercise the powers and duties conferred.

To Committee on Kentucky Statutes.

By Mr. Bush:

H. B. 552. An act establishing the road from Jackson to Hindman as a part of the state primary system.

To Committee on Public Roads and Highways.

By Mr. Patterson:

H. B. 553. An act relating to omnibus lines or transportation lines by motor vehicles on public highways outside of incorporated cities operated for hire; providing for the registration and licensing of motor vehicles used upon such lines, fixing the amount of license, and providing penalty for the violation of this act.

To Committee on Kentucky Statutes.

By Mr. Strange:

H. B. 554. An act to further regulate the plugging of abandoned oil or gas wells.

To Committee on Public Roads and Highways.

By Mr. Walker:

H. Res. 6. Resolution to adopt a state song.

To Committee on Military Affairs.

The committees to which same had been referred reported bills of the following titles, viz.:

By Mr. Bennett, of the Committee on Circuit Courts:

H. B. 132. An act to abolish the office of trustee of the jury fund in counties with less than 50,000 population, and to require the duties of said office to be performed by the circuit court clerk.

With an amendment thereto.

By same:

H. B. 385. An act to amend Kentucky Statutes as to time of holding courts.

By Mr. Drury, of the Committee on Court of Appeals:

S. B. 127. An act to amend and re-enact chapter 116 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled "An act to prevent the obstruction of navigable streams of this Commonwealth," which chapter is section 1392b of Carroll's 1922 edition of Kentucky Statutes.

By same:

H. B. 439. An act to repeal section 1 of chapter 12, Acts 1910, and to provide for appointment of reporters of Court of Appeals and clerk to reporter and to fix their compensation.

With an amendment thereto.

By same:

S. B. 126. An act to amend and re-enact section 2 of chapter 115 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to require owners of dams across certain streams in this Commonwealth to construct and maintain fish ladders or roads across said dams, and providing penalties for failure so to do," which section 2 of said chapter is section 1392a-2 of Carroll's 1922 edition of Kentucky Statutes.

By same:

S. B. 125. An act to repeal chapter 215 of the Acts of the General Assembly, passed at the December session

of 1841 and approved February 17, 1842, entitled, "An act to repeal all acts or parts of acts declaring Dix river a navigable stream, and for other purposes.

By Mr. Ardery, of the Committee on Cities of the Fourth Class:

S. B. 206. An act to provide for the construction of sewers in cities of the fourth class and to provide for the payment for the same, and repealing subsection 9 of section 3490, Kentucky Statutes, relating thereto.

By Mr. Miller, of the Committee on Kentucky Statutes:

H. B. 313. An act further regulating the operation of coal mines, amending and re-enacting as amended articles 2 and 3 of chapter 79 of Acts of 1914 as amended by the Acts of 1918, being chapter 113, Acts of 1918, said article being also article 2, being section 2723 and article 3 being section 2724 of chapter 88 of the Kentucky Statutes, providing for better protection of owner of unmined coal against encroachment thereon and providing penalties.

By same:

H. B. 441. An act to regulate the use of the American flag.

By same:

S. B. 36. An act providing for the creation of a commission on uniform state laws, the appointment of commissioners and the payment of the expenses of such commissioners.

By same:

H. B. 442. An act t oamend and re-enact section 4282, Carroll's Statutes, relating to the stealing of motor vehicles.

By same:

H. B. 405. An act defining and regulating the limit and jurisdiction in the State of Kentucky within which notaries public appointed by the Governor may act; providing for bonds of notary public; amending sections 3721, 3722 of the Carroll's 1922 edition of the Kentucky Statutes, relating to such limits within which the notary will act, and also amending section 3721-4 in reference to the bond and obligations of notaries public.

By same:

H. B. 443. An act amending and re-enacting section 365 Kentucky Statutes, relating to stealing of motor vesicles.

By same:

H. B. 404. An act amending section 786 of Carroll's Statutes, relating to railways.

By same:

H. B. 408. An act to amend and re-enact section 3766c, Kentucky Statutes, Carroll's edition, being chapter 93b of the Acts of 1912, regulating the sale of opium.

By same:

H. B. 409. An act to amend and re-enact section 2635a of the Kentucky Statutes, Carroll's edition, regulating the sale of cocaine and its salts and alpha and beta eucaine or their salts or any admixture containing cocaine or eucaine.

By same:

H. B. 333. An act to regulate and license the manufacturing, altering, repairing, finishing or making for wages or for sale any wearing apparel in dwelling or tenament houses and to provide for punishment for violation thereof.

By same:

H. B. 479. An act to protect the title of motor vehicles within this Commonwealth; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate purchase and sale or other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; provide for the regulation and licensing of certain dealers in used and second-hand vehicles as herein defined; to prescribe powers and duties of the State Tax Commission and clerks hereunder; and to provide penalties for violation of the provisions hereof.

By Mr. Bax, of the Committee on Municipalities:

S. B. 83. An act to repeal an act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class, being chapter 137 of the Acts of the General Assembly of 1922.

By same:

H. B. 467. An act to require urban, interurban and suburban electric railway companies operating electric cars in counties having cities of the first class to separate white and colored passengers.

By same:

S. B. 115. An act to amend and re-enact section 3142b-3, Kentucky Statutes, Carroll's sixth edition, 1922.

By same:

H. B. 504. An act to amend and re-enact section 1061a of the Kentucky Statutes, the same being an act of the General Assembly of the Commonwealth of Kentucky, approved on the 18th day of March, 1914, entitled: "An act to provide a stenographer for the county judge of counties in the Commonwealth containing a population of two hundred thousand or over," this amendment providing for a stenographer for the county judge of other counties.

With an amendment thereto.

By Mr. Strange, of the Committee on Public Roads and Highways:

H. B. 144. An act requiring drivers of motor vehicles on approaching, and before crossing a railroad track at a public crossing to stop and listen for approaching trains before attempting to cross, and providing a penalty for a failure so to do.

With an amendment thereto by way of substitute therefor.

By same:

S. B. 193. An act to amend chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

With an amendment thereto.

By same:

S. B. 113. An act relating to roads and bridges, amending act of March 16, 1920.

With an amendment thereto.

By same:

S. B. 203. An act to establish project No. 68 in the primary system of state highways.

By same:

S. B. 216. An act relating to roads and bridges.

By same:

S. B. 142. An act to amend chapter 17 of the Acts of 1920 by adding thereto project —, extending from Hawesville by way of Patesville to a point on project 12, near Fordsville.

By same:

S. B. 73. An act to amend and re-enact an act relating to roads and bridges, in order to clarify section 5, project 21½ of chapter 17 of the Acts of the General Assembly, 1920.

By same:

S. B. 168. An act to establish project 6½ in the primary system of state highways.

By same:

S. B. 182. An act to establish project 6¾ in the primary system of state highways.

By same:

S. B. 183. An act to establish project 39½ in the primary system of state highways.

By same:

S. B. 6. An act to amend and re-enact section 1 of chapter 90 of the Acts of the General Aseembly of 1920, as amended and re-enacted by chapter 49 of the Acts of the General Assembly of 1922, entitled: "An act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws."

By same:

H. B. 244. An act establishing, as a part of the primary system, Acts of 1920, chapter 17, the road leading from Tompkinsville to Glasgow and known as the Tompkinsville-Glasgow pike, in Monroe and Barren counties, and designating said road as project No. 37a.

By same:

S. B. 157. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. 49a, extending from Morehead by way of Sandy Hook to Louisa.

By same:

S. B. 147. An act relating to roads and bridges.

By same:

S. B. 16. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session.

By same:

S. B. 192. An act amend chapter 17 of the Acts of the General Assembly of 1920 relating to roads and bridges.

By same:

S. B. 217. An act relating to roads and bridges.

By same:

S. B. 169. An act to establish project 28½ in the primary system of state highways.

By same:

S. B. 189. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No. —.

By same:

H. B. 174. An act relating to public roads.

By same:

H. B. 68. An act to amend and re-enact sections 17 and 18 of chapter 90 of the 1920 Acts of the General Assembly of

the Commonwealth of Kentucky relating to vehicles; regulating their use and operating the public highways of this Commonwealth, and licensing of motor vehicles, fixing the amount of the license and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles; and the amount of such license; providing a method of regisiration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws.

By same:

H. B. 307. An act to establish project 6½ in the primary system of state highways.

By same:

H. B. 308. An act to establish project 6¾ in the primary system of state highways.

By same:

H. B. 305. An act to establish project 39½ in the primary system of state highways.

By same:

H. B. 324. An act to amend section 5, chapter 17 of the General Assembly of 1920, relating to roads and bridges.

By same:

H. B. 157. An act establishing and making the road leading from Williamsburg via Red Bird, on Cumberland Falls, a part of the primary system of state highways of the

Commonwealth of Kentucky, and designating said road as project No. —.

By same:

H. B. 448. An act relating to roads and highways.

By same:

H. B. 451. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Lancaster to Nicholasville.

By same:

H. B. 436. An act to establish a road from Booneville via Tyner to East Bernstadt as a part of the primary system.

By same:

H. B. 433. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Taylorsville to Southville.

By same:

H. B. 512. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Crab Orchard to Berea.

By same:

H. B. 460. An act to amend project No. 63 of section 4356t-5, Kentucky Statutes, Carroll's edition, 1922, establishing a primary system of state highways.

By same:

H. B. 453. An act establishing a road leading from project 9, at Mayfield, Graves county, Kentucky, to and intersecting with project 7, at Clinton, Hickman county, Kentucky, and to be designated as project 7a.

By same:

H. B. 370. An act adding project 51 and one-half to the primary system of state highways established by Acts of 1920.

By same:

H. B. 522. An act to amend chapter 82, Acts of 1922, entitled, "An act to amend chapter 17, Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920, relating to roads and bridges and creating department of state roads, highways, etc.

By same:

H. B. 532. An act to add to the primary system of the state roads, the route from Harlan to the Virginia state line, via Evarts and Kenvir.

By same:

H. B. 34. An act to amend section 51, chapter 74, of an act of the General Assembly of the Commonwealth of Ken-

tucky, entitled, "An act defining public roads, providing for their establishment, regulation, use and maintenance, and creating the office of county road engineer, aid prescribing the duties thereof," approved March 23, 1914, being chapter 74, Session Acts of the legislature of Kentucky, 1914, and also being section 4337 of the Kentucky Statutes, Carroll's edition, 1922.

By same:

H. B. 276. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto as project No. 10, extending from Princeton, Caldwell county, to Dixon, Webster county, via Farmersville, Flat Rock, Creswell and Shade Grove, Caldwell county to Dixon, Webster county, via Providence, Webster county.

By same:

H. B. 51. An act to repeal and re-enact the second paragraph of section 5 of chapter 17 of the Acts of 1920, the same being the second paragraph of section 4356t-5, Kentucky Statutes, 1922.

By same:

H. B. 419. An act relating to roads.

By same:

H. B. 458. An act establishing and designating the road leading from Clarkston, Grayson county, to Upton Station, of Hardin county, via Millerstown, as a part of the primary system of state highways.

By same:

H. B. 452. An act to establish a road leading from project 9, at Mayfield, Graves county, Kentucky, south to the Tennessee-Kentucky state line at Dukedom, Tennessee, to connect with the highway system in Weakley county, Tennessee, with a highway of state system leading north from Dresden, the county seat of Weakley county, to Dukedom, Tennessee, in the Kentucky-Tennessee state line, to be designated as project 9a, of the primary system of state highways.

By same:

H. B. 160. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. —, extending from Willow via Holton's Corner and Double Beach to Falmouth.

By same:

H. B. 325. An act relating to roads and highways.

By same:

H. B. 113. An act establishing and making the road leading from Covington via Decoursey, Whitetowar, Nicholson, Walton and Florence to Burlington, a part of the primary system of state highways of the Commonwealth of Kentucky and designating said road as project No. —.

With an amendment thereto by way of substitute therefor.

By Mr. McFarlin, of the Committee on Public Ditches:

H. B. 456. An act to amend and re-enact an act entitled an act relating to the drainage and the prevention of over-

flow of lands, towns, cities, roads, streets; the establishment, organization and maintenance of drainage, levee and reclamation districts, the construction and maintenance of public ditches, canals, drains, sewers, dams, levees and the straightening, widening, deepening, enlargement and otherwise improving public ditches, drains, creeks, rivers or other streams; prescribing the method of procedure, the levying and collection of assessments for the payment of the costs and expense of establishing and organizing such districts, the construction of such improvements, creating and incorporating boards of drainage commissioners, and prescribing the duties of commissioners and other officers and employes, and providing for the payment of such officers and employes performing duties, the issuing and selling of district bonds, with which to secure funds with which to defray the cost and expenses of improvements hereunder. Approved by the Governor March 26, 1918, and being chapter 64 of the Acts of 1918.

By same:

H. B. 327. An act amending section 2380b-40, Carroll's Kentucky Statutes, and adding to said Statutes sections to be designated as 2380b-62, 2380b-63 and 2380b-64, relating to the drainage and reclamation of lands.

With amendments thereto.

By same:

H. B. 378. An act to amend subsection 2 of section 2380 of the Kentucky Statutes, and chapter 132 of the Acts of 1912 of the General Assembly of the Commonwealth of Kentucky, relating to drainage and the prevention of overflow of lands, towns, cities, roads, streets, railroads and the

establishment and organization and maintenance of drainage districts.

With amendments thereto.

By Mr. Belknap, of the Committee on State University:

S. B. 90. An act requiring the State Librarian to furnish to the law library of the University of Kentucky sets of the Acts of the General Assembly, the Journals of the House and Senate, the Kentucky Reports, the Advance Sheets of the Kentucky Reports and the Code and Statutes.

By Mr. Simons, of the Committee on Suffrage and Elections:

H. B. 508. An act to amend subsection 1 of section 492, chapter XIV of title X, Civil Code of Practice, relating to the sale of real estate for reinvestment.

By Mr. E. B. Miller, of the Committee on Agriculture:

H. B. 277. An act to provide for the establishment of a substation of the Agricultural Experiment Station in Western Kentucky under the control of the directors of the Agricultural College of Kentucky, and an appropriation of $20,000 annually to maintain same.

With an amendment thereto by way of substitute therefor.

By same:

H. B. 331. An act to regulate the selling, offering or exposing for sale of agricultural seeds, making an appropriation to administer and enforce this act, and providing pen-

alties for the violation and prescribing the duties of the enforcing officers and to repeal all laws and parts of laws in conflict with this act.

With an amendment thereto by way of substitute therefor.

By Mr. Cole, of the Committee on Criminal Law:

S. B. 93. An act to amend section 1141 of the Kentucky Statutes, Carroll's 1922 edition, relating to prosecutions by information filed by Commonwealth's attorney or county attorney.

H. B. 372. An act to repeal and re-enact section 75 of Carroll's Criminal Code of Practice, sixth edition, 1919.

By same:

H. B. 302. An act to amend and re-enact section 1159 of Carroll's 1915 statutes, pertaining to punishment for robbery, or burglary or having burglar's tools in possession.

By same:

H. B. 339. An act to amend an act entitled, "An act to amend section 1159, Kentucky Statutes, Carroll's edition, 1915, relating to burglary and robbery," approved March 24, 1922.

By same:

H. B. 314. An act to repeal and re-enact, amend and extend section 1309, Kentucky Statutes, Carroll's 1915 edition, relating to carrying concealed upon or about one's

person a deadly weapon other than an ordinary pocket knife. Requiring all owners of revolvers or pistols, except regular dealers engaged in the sale of the same; to register ownership and transfer with county court clerk in the county of their residence. Fixing fees for registration and transfer to be paid by owner; appropriating a portion of fees to county common school purposes; providing for the confiscation and destruction of pistods and revolvers; making it unlawful for any one to sell or lend to a minor a pistol or revolver, and fixing penalties for violations thereof and providing county judge may issue permits to carry concealed deadly weapons.

By same:

H. B. 329. An act to regulate proceedings in civil cases in circuit courts not having continuous sessions.

By same:

H. B. 192. An act to amend and re-enact section 1309 of subdivision 8, Kentucky Statutes, Carroll's edition, 1915, fixing the punishment for carrying deadly weapons concealed, other than an ordinary pocket knife.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

The committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. Toombs, of the Committee on Fish and Game:

H. B. 346. An act to amend and re-enact section 1893b-5 of chapter 53, Kentucky Statutes, relating to protection of fish.

By Mr. Bennett, of the Committee on Circuit Courts:

H. B. 48. An act fixing the time within which divorced persons shall not marry after decree.

With the expression of opinion that said bills ought to pass.

No further motion having been made and no further action having been taken by the House on the report of the said committee last above named, it was ordered that said bills be not read at length the first time.

And so said bills were rejected.

Mr. Vaughn moved that the rules be suspended and that the House call from the Committee on Revenue and Taxation and advance to its first reading a bill entitled:

H. B. 128. An act classifying mineral oil and gas for purposes of taxation as provided under section 171 of the Constitution as amended, and providing how such property shall be assessed and the taxes collected thereon as well as the distribution thereon when collected, and repealing the act of March 29, 1918, chapter 1222, page 140 of the published Acts of the session 1918, and repealing all laws and parts of laws in conflict with the provisions of this act.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Nelson and Jeter were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
C. W. Bennett
Allen B. Cammack
R. J. Cain
F. W. Collings
L. F. Coomes
E. J. Doss
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
L. J. Jeter
T. H. King
Leon P. Lewis
Martin Light
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. W. Martin
E. B. Miller
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
J. J. Patterson
G. L. Perryman
H. A. Pulliam
J. E. Robbins
Arthur Saunders
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
J. Wood Vance
M. E. Vaughan
W. D. Watkins

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Those who voted in the negative were—

W. L. Agee
A. J. Baldridge
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. B. Bush
J. G. Campbell
Sherman Chasteen
Sam Cole
J. L. Cushing
J. R. Dorman
G. L. Drury
G. W. Eller
O. C. Gartin
R. O. Huntsman
D. C. Jones
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
I. T. Layman
Oscar Leibson
Leroy Lewis
J. L. Manning
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. E. Palmore
V. H. Redwine
J. F. Reed
J. L. Richardson
C. W. Ryans
G. W. Shadoan
Lee L. Simons
H. Q. Thompson
W. S. Tinsley
N. I. Toombs
C. D. Vincent
W. S. Wallen
E. C. Walker
C. Westerfield
F. E. Wilson

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Mr. Harry Miller moved that the vote by which the House refused to call from the committee and advance to its first reading the aforesaid bill, be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Bosworth moved that this House do now adjourn.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Strange and Jeter, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	G. W. Morgan
A. J. Baldridge	H. C. Duffy	J. L. Morgan
L. D. Bax	G. W. Eller	Wm. J. Moore
W. M. Boling	H. M. Fultz	J. F. Reed
J. F. Bosworth	O. C. Gartin	J. L. Richardson
W. J. Brandenburg	J. W. Howard	C. W. Ryans
W. B. Bush	R. O. Huntsman	H. Q. Thompson
J. G. Campbell	Hector Johnson	W. S. Tinsley
Sherman Chasteen	A. J. Jolly	N. I. Toombs
Lee Clark	D. C. Jones	C. D. Vincent
Sam Cole	H. J. Kegley	W. S. Wallen
F. W. Collings	Oscar Leibson	E. C. Walker
L. F. Coomes	Leroy Lewis	C. Westerfield
J. L. Cushing	J. L. Manning	
E. J. Doss	Harry Miller	

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Those who voted in the negative were—

W. B. Ardery	S. A. Blackburn	J. R. Dorman
T. H. Baker	Allen B. Cammack	Wm. M. Duncan
J. H. Baughman	R. J. Cain	D. E. Edwards
C. W. Bennett	B. F. Day	J. O. Evans

T. H. Golden	R. D. McMurtry	Arthur Saunders
J. E. Hadden	J. W. Martin	Lee L. Simons
W. R. Haselwood	E. B. Miller	W. M. Simpson
L. J. Jeter	E. D. Morris	Geo. W. Smith
J. Roy Johnson	Chas. A. Nelson	A. W. Stamper
T. H. King	F. V. Nunnelly	F. L. Strange
I. T. Layman	E. E. Palmore	D. D. Thornberry
Leon P. Lewis	J. J. Patterson	J. Wood Vance
Martin Light	G. L. Perryman	M. E. Vaughan
J. T. Linton	H. A. Pulliam	W. D. Watkins
J. Will McFarlin	V. H. Redwine	F. E. Wilson
W. J. McMurry	J. E. Robbins	

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Mr. Vance moved that the rules be suspended and that the House take up for consideration from the Orders of the Day a bill entitled:

S. B. 18. An act to change and fix time of terms of courts in the Tenth Judicial District.

Said motion was agreed to.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the regular terms of court in said district shall commence in each county of the district, at the following time, and continue, if the business of the court requires it, the number of days hereinafter prescribed, namely:

Barren county, at Glasgow, as follows: First Monday in March, 18 juridical days; second Monday in June, 12 juridical days; fourth Monday in October, 18 juridical days.

Bullitt county, at Shepherdsville, as follows: First Monday in April, 12 juridical days; second Monday in July, 18 juridical days; fourth Monday in November, 18 juridical days.

Hart county, at Munfordsville, as follows: First Monday in January, 18 juridical days; third Monday in April, 12 juridical days; first Monday in September, 12 juridical days.

Larue county, at Hodgenville, as follows: Fourth Monday in January, 12 juridical days; first Monday in May, 12 juridical days; third Monday in September, 12 juridical days.

Metcalfe county, at Edmonton, as follows: Fourth Monday in March, 6 juridical days; fourth Monday in June, 12 juridical days; third Monday in November, 6 juridical days.

Nelson county, at Bardstown, as follows: Second Monday in February, 18 juridical days; third Monday in May, 18 juridical days; first Monday in October, 18 juridical days.

§ 2. All acts and parts of acts in conflict herewith are hereby repealed.

§ 3. Whereas it is to the interest of the business of the district and the courts thereof that this act take effect between the ending and the beginning of the terms of the courts of the district, for that reason an emergency is hereby declared and this act shall therefore take effect and be in force on and after the first day of April, 1924.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	A. J. Baldridge	W. B. Belknap
W. B. Ardery	J. H. Baughman	C. W. Bennett
T. H. Baker	L. D. Bax	S. A. Blackburn

W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
R. J. Cain
Lee Clark
Sam Cole
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
D. C. Jones
H. J. Kegley
T. H. King
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
W. J. McMurry
G. W. Morgan
J. L. Morgan
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

J. Will McFarlin J. W. Martin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Huntsman moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Baldridge moved that the rules be suspended and that the House take up for consideration from the Orders of the Day a bill entitled:

S. B. 61. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, the same relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of same.

Said motion was agreed to.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section five and project 34 under said section of chapter seventeen of the Acts of the General Assembly of Kentucky, of 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, be amended by adding thereto and extending said project 34 from Paintsville through Martin county, via Inez to or near the mouth of Wolf creek, on the Kentucky-West Virginia state line, so that when so amended and extended said project 34 will read as follows:

Project 34.—From Paintsville to Salyersville, and then from Paintsville through Martin county, to or near the mouth of Wolf creek, on the Kentucky-West Virginia state line, via Inez, Himlerville and Warfield.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance

with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
A. J. Baldridge
L. D. Bax
W. B. Belknap
C. W. Bennett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
Hector Johnson
J. Roy Johnson
D. C. Jones
H. J. Kegley
T. H. King
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. E. Robbins
C. W. Ryans
Arthur Saunders
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
C. Westerfield
F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Bosworth moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Bush moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, FEBRUARY 27, 1924.

The House was opened with prayer by the Reverend Roger T. Nooe, of the First Christian church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	B. F. Day	Oscar Leibson
W. B. Ardery	J. R. Dorman	Leon P. Lewis
T. H. Baker	E. J. Doss	Leroy Lewis
A. J. Baldridge	G. L. Drury	Martin Light
J. H. Baughman	H. C. Duffy	J. T. Linton
L. D. Bax	Wm. M. Duncan	J. Will McFarlin
W. B. Belknap	D. E. Edwards	W. J. McMurry
Homer Beliles	G. W. Eller	R. D. McMurtry
C. W. Bennett	J. O. Evans	J. L. Manning
J. E. Bickett	H. M. Fultz	J. W. Martin
S. A. Blackburn	O. C. Gartin	E. B. Miller
W. M. Boling	T. H. Golden	Harry Miller
J. F. Bosworth	J. E. Hadden	G. W. Morgan
W. J. Brandenburg	W. R. Haselwood	J. L. Morgan
W. B. Bush	J. W. Howard	Wm. J. Moore
Allen B. Cammack	R. O. Huntsman	E. D. Morris
J. G. Campbell	L. J. Jeter	Chas. A. Nelson
R. J. Cain	Hector Johnson	F. V. Nunnelly
Sherman Chasteen	J. Roy Johnson	E. E. Palmore
Lee Clark	A. J. Jolly	J. J. Patterson
Sam Cole	D. C. Jones	G. L. Perryman
F. W. Collings	H. J. Kegley	H. A. Pulliam
L. F. Coomes	T. H. King	V. H. Redwine
J. L. Cushing	I. T. Layman	J. F. Reed

J. E. Robbins	A. W. Stamper	C. D. Vincent
C. W. Ryans	F. L. Strange	W. S. Wallen
Arthur Saunders	H. Q. Thompson	E. C. Walker
G. W. Shadoan	D. D. Thornberry	W. D. Watkins
Lee L. Simons	W. S. Tinsley	C. Westerfield
W. M. Simpson	N. I. Toombs	F. E. Wilson
Geo. W. Smith	M. E. Vaughan	

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

1. S. B. 5. An act to amend and re-enact section 1363 of Kentucky Statutes, relating to control and improvement of public streets, alleys, sidewalks, roads, lanes, avenues, highways and thoroughfares in cities of the fourth class.

2. S. B. 167. An act to amend section 965, Carroll's Statutes, 1922 edition, fixing time for holding court in Thirty-fifth Judicial District, relating to circuit court, and declaring an emergency.

3. S. B. 9. An act making an appropriation to the Kentucky Geological Survey and declaring an emergency.

4. S. B. 274. An act to provide for the establishment, conduct and maintenance of public playgrounds and recreation grounds and centers in and by cities and counties, and authorizing school districts to join in the conduct and operation of such playgrounds and recreation centers.

5. S. B. 187. An act to amend subsection 15 of section 965 of Kentucky Statute, Carroll's edition, with reference

to terms of circuit courts in counties of Gallatin and Owen, in the Fifteenth Judicial District of Kentucky, so that the July term of Gallatin Circuit Court will be changed to the fourth Monday in June each year, and with twelve juridical days, and June term of Owen Circuit Court be changed to third Monday in July with eighteen juridical days, and change the February and October terms of Owen Circuit Court to begin on the first Tuesdays after the fourth Mondays in February and October.

6. S. B. 286. An act to amend section 965, Kentucky Statutes, relating to the time for holding the terms of circuit court in the Twenty-first Judicial District, composed of the counties of Bath, Menefee, Montgomery and Rowan.

7. S. B. 188. An act to fix and regulate the time of holding the terms of the circuit courts in the Fifth Judicial District.

8. S. B. 333. An act to change the date of holding the three terms of the circuit court in Butler county, Kentucky, being part of the Eighth Judicial District.

Said bills were ordered printed and referred:

1. To Committee on Cities of the Fourth Class.
2. To Committee on Circuit Courts.
3. To Committee on Geological Survey.
4. To Committee on Education No. 2.
5. To Committee on Circuit Courts.
6. To Committee on Circuit Courts.
7. To Committee on Circuit Courts.
8. To Committee on Circuit Courts.

And that they had passed a bill which originated in this body of the following title, viz.:

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court, prescribing their qualifications and how they shall be selected.

Together with an amendment thereto, as follows, viz.:

Amend section 1 by striking out the words "at the pleasure of the court," beginning in line 3 and ending in line 4, and by inserting in lieu thereof the words "eighteen months," and at the end of said line "the office of the present commissioner shall end also."

Mr. Simons moved that the House do now refuse to concur in said amendment.

Said motion was agreed to.

Ordered, that the chief clerk report the action of the House to the Senate.

After a time the Chief Clerk reported that he had discharged that duty.

Mr. Belknap offered the following resolution, viz.:

Whereas, taxes on the transfers of inheritances at death have always been considered as essentially a form of revenue belonging to the several states except during the emergencies of war time, and,

Whereas, it has been deemed wise by the Legislature

of a number of the several states as expressed in petitions to Congress, and by the National Tax Association, as expressed in its annual resolutions to leave this source of revenue to the states, and,

Whereas, the federal government has an ample and elastic source of revenue in the income tax derived from the same character of property;

Be it therefore resolved by the House of Representatives, the Senate concurring therein:

That it is the sense of this body that the federal estate tax should be abolished and this source of revenue left to the states.

Be it further resolved, that copies of this resolution be sent to the Senators and Congressmen who represent the Commonwealth of Kentucky in the national Congress now in session, and that they be urged to use their influence to abolish the federal estate tax and leave to Kentucky as a source of revenue the taxation of inheritance of the wealth within her borders.

Said resolution was adopted.

Mr. Strange moved that the rules be suspended and that the House take up for consideration from the Orders of the Day a bill entitled:

H. B. 30. An act to amend and re-enact sections 4143 and 4148 of the Kentucky Statutes, Carroll's edition, 1922, relating to revenue and taxation, and changing the time for the collection of taxes.

Together with a committee amendment thereto by way of substitute therefor.

Sand motion was agreed to.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 4148 of Carroll's 1922 edition of the Kentucky Statutes be and the same is hereby amended by striking the words, "December after the same are," in the sixth and seventh lines in the body of said section 4148, and in lieu thereof inserting the words, "the following March, being one year after they become;" and further by striking the words, "the first day of December after they are due," in the ninth and tenth lines in the body of said section 4148 and in lieu thereof inserting the words, "the said first day of the following March;" and further by striking the following words, "the first day of December in the year following the assessment for such taxes," in the twelfth, thirteenth and fourteenth lines in the body of said section 4148 and in lieu thereof inserting the words, "the said first day of the following March." So that said section as amended shall read as follows:

Section 4148. (20) Taxes, When Due; Interest and Penalty.—All state, county and district taxes, except as otherwise specifically provided, shall be due and payable on and after the first day of March after the assessment, and all taxpayers whose taxes are not paid on the first day of the following March, being one year after they become due, shall be deemed delinquent, and such taxes shall bear interest at the rate of six per cent (6%) per annum from the said first day of the following March until paid and any person or persons failing to pay their taxes by the said first day of the following March shall pay a penalty of six per centum (6%) additional on the taxes due and unpaid. The sheriff or collector whose duty it is to receive or collect the taxes

shall collect the interest and penalty and account for the same in the same way in which they are required to collect and account for taxes.

Said substitute is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 4130 of the Kentucky Statutes (Carroll's 1915 edition), be and the same is hereby amended by striking out the words, "said day annually," in the second line of the body of the said section 4130, and inserting in lieu thereof the words, "first day of June in the following year and in each year," so that the said section 4130 as amended shall read as follows:

"Section 4130. (2) Sheriff Bond and Quietus—Qualifications of Sureties—Lien.—The sheriff or collector shall, on or before the first day of March next succeeding his election, and on or before the first day of June in the following year and in each year thereafter, enter into bonds with surety for the faithful performance of his duties. A quietus by the Auditor of Public Accounts, and from the fiscal court of his county for the preceding year shall be produced by each sheriff or collector to the county court on or before that day, and no tax book shall be delivered to the sheriff or collector after the first year of his term who shall fail to exhibit such quietus on or before that date. He may execute bond at any time after he receives his certificate of election up to and including the first day of March succeeding his election, and it shall be the duty of the judge of the county court to hold a court at any time the sheriff may request for that purpose. The county judge shall judge of the sufficiency of the surety, and in no case shall sureties be taken who are not jointly worth, subject to execution after the payments of all their debts and liabilities, a sum equal to the aggregate amount of

money, which may probably be received by the sheriff or collector during the year succeeding the execution of the bond. The Commonwealth, the county and taxing district shall have a lien from the date the sheriff begins to act upon the real estate of the sheriff therein secured or afterward acquired by him, which shall not be discharged until the whole amount of money collected by the sheriff or collector, or for which he may be liable to them respectively, shall have been paid, and the same lien shall exist upon the real estate of a usurper of the office of sheriff or collector, or a de facto sheriff or collector, or any person who may act as sheriff or collector."

§ 2. That section 4143 of the Kentucky Statutes (Carroll's 1915 edition), be and the same is hereby amended by striking out the words, "May, June, August, September, October, November and December," in the third and fourth lines of the body of the said section 4143, and inserting in lieu thereof the words, "May, June, July, August, September, October, November and December of the year nineteen hundred and twenty-six, on the first day of January, February and March of the year nineteen hundred and twenty-seven, and on the first day of each of the said months in each year thereafter;" and further by striking out the words, "December in each year," in the eleventh line of the body of the said section 4143, and inserting in lieu thereof the words, "March in the year nineteen hundred and twenty-seven, and in each year thereafter;" and further by striking out the words, "December in each year," in the thirty-first line of the body of said section 4143, and inserting in lieu thereof the words, "March, in the year nineteen hundred and twenty-seven, and each year thereafter, provided, however, that this provision shall not apply to taxes collected during the month when the same first became due and payable;" so that said section 4143 as amended shall read as follows:

Section 4143. (15) Payment of Taxes and Reports of Sheriff—Penalty.—The sheriff or collector of the state revenue in each county of this Commonwealth shall, on the first

day of May, June, Juy, August, September, October, November and December, of the year nineteen hundred and twenty-six; on the first day of January, February and March of the year nineteen hundred and twenty-seven, and on the first day of each of the said months in each year thereafter, under oath, report to the Auditor of Public Accounts the amount of all taxes he has collected, and pay the same immediately, and shall account for and pay all taxes which he has collected for the state into the treasury by the first day of March, in the year nineteen hundred and twenty-seven, and in each year thereafter; and upon his failure to do so he and his sureties shall be liable therefor, and shall be proceeded against at the first term thereafter of the Franklin circuit court. Any sheriff or collector who shall fail to report as herein required shall be liable to indictment in the Franklin circuit court, and fined not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00) for each offense, and it shall be the duty of the Auditor of Public Accounts to report to the grand jury of Franklin county at the next term of said court after such failure to report, the name of such sheriff or collector so failing to report. The sheriff or collector shall be required by the Auditor of Public Accounts to pay a penalty of six per centum (6%) on all taxes collected and unpaid by him on the 31st day of March in the year nineteen hundred and twenty-seven, and each year thereafter, provided, however, that this provision shall not apply to taxes collected during the month when the same first became due and payable. The Auditor of Public Accounts, in his settlement with the sheriff or collector, shall charge him with the penalties accruing under the provisions of this act.

§ 3. That section 4146 of the Kentucky Statutes (Carroll's 1915 edition), be and the same is hereby amended by striking out the words, "October term of each year," in the third line of the body of the said section 4146, and inserting in lieu thereof the words, "January term of the year nineteen

hundred and twenty-seven, and of each year thereafter," so that said section 4146 as amended shall read as follows:

Section 4146. (18) Sheriff's Settlement—Exceptions to—Appeal From Judgment on.—Each sheriff or collector shall, when required by the fiscal court, settle his accounts of county or district taxes, and at the regular January term of the year nineteen hundred and twenty-seven, and of each year thereafter, the fiscal court shall appoint some competent person other than the Commonwealth's or county attorney to settle the accounts of the sheriff or collector of money due the county or district. The report of such settlement shall be filed in the county clerk's office, and be subject to exceptions by the sheriff or collector or county attorney who shall represent the Commonwealth and county, and the county court shall try and determine such exceptions. An appeal may be prosecuted by either party from the judgment of the county court on such settlement, in the same manner as provided by law for appeals from judgments of the quarterly court, except that the county attorney shall not be required to give an appeal bond, or actions may be instituted in any court of competent jurisdiction to correct the settlement; and the settlement, when approved, shall be recorded in the county clerk's office.

§ 4. That section 4147 of the Kentucky Statutes (Carroll's 1915 edition), be and the same is hereby amended by striking out the words, "May, June, July, August, September, October, November and December in each year," in the third and fourth lines of the body of said section 4147, and inserting in lieu thereof the words, "May, June, July, August, September, October, November and December, in the year nineteen hundred and twenty-six, and on the first day of January, February and March, in the year nineteen hundred and twenty-seven, and on the first day of each of said months in each year thereafter;" so that said section 4147 as amended shall read as follows:

"Section 4147. (19) Reports to County of Taxes Collected.—The sheriff or collector of the state and county revenue of each county of this Commonwealth shall, on the first day of May, June, July, August, September, October, November and December, in the year nineteen hundred and twenty-six, and on the first day of January, February and March in the year nineteen hundred and twenty-seven, and on the first day of each of said months in each year thereafter, report under oath to the county court of his county the amount of state and county taxes he has collected, together with all fines, forfeitures or money, or any other account that shall have been received or collected by him showing in said report the amount collected for and belonging to each particular fund, for which such revenue or money may be intended, and the disposition of such revenue or money collected by him. Said report shall be filed and recorded in a separate book furnished by the county clerk for that purpose, which shall be open for inspection in the office of the county clerk. Any sheriff or collector who shall fail to report as herein required shall be liable to indictment in the county of his residence, and fined not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00) for each offense."

§ 5. That section 4148 of the Kentucky Statutes (Carroll's 1915 edition), be and the same is hereby amended by striking out the words, "December after the same are," in the fifth line in the body of said section 4148, and in lieu thereof inserting the words, "the following March, being one year after they become," and further by striking the words, "the first day of December after they are due," in the seventh line in the body of said section 4148, and in lieu thereof inserting the words, "the said delinquency" and further by striking the following words, "by the first day of December in the year following the assessment for such taxes," in the eighth and ninth lines in the body of said section 4148 and in lieu thereof inserting the words, "the said

first day of March in the year after becoming due," so that said section as amended shall read as follows:

"Section 4148. (20) Taxes When Due; Interest and Penalty.—All state, county and district taxes, except as otherwise specially provided, shall be due and payable on and after the first day of March after the assessment, and all taxpayers whose taxes are not paid on the first day of the following March, being one year after they become due, shall be deemed delinquent, and such taxes shall bear interest at the rate of six per centum (6%) per annum from the said delinquency until paid; and any person or persons failing to pay their taxes by the said first day of March in the year after becoming due shall pay a penalty of six per centum (6%) additional on taxes due and unpaid. The sheriff or collector whose duty it is to receive or collect the taxes, shall collect the interest and penalty and account for the same in the same way in which they are required to collect and account for the taxes."

This act and its provisions to be and become effective on the first day of January, nineteen hundred and twenty-six (1926.)

All acts in conflict herewith are hereby repealed.

Mr. Strange moved that the House do now resolve itself into the Committee of the Whole for the purpose of hearing an address on said bill by the Hon. J. N. Kehoe.

Mr. Harry Miller amended said motion so as to include "others."

Said motion, as amended, was agreed to.

Thereupon the Speaker vacated the Chair and desig-

nated Mr. Strange as Chairman of the Committee of the Whole.

After a time the Speaker, having resumed the Chair. Mr. Strange, of the Committee of the Whole, reported progress.

The hour of twelve o'clock having arrived, Mr. Harry Miller moved that the consideration of the Orders of the Day be postponed until the matter under consideration be disposed of.

Said motion was agreed to.

The hour of twelve o'clock having arrived, the House recessed until one o'clock p. m.

AFTERNOON SESSION

The hour of one o'clock p. m. having arrived, the Speaker resumed the chair and called the House to order.

The House resumed consideration of a bill entitled:

H. B. 30. (For title see Journal of today.)

Mr. Wallen offered the following amendment to said substitute, viz.:

Amend substitute for H. B. 30, in the House, by striking from said section 2, line 16, page 2 of the printed bill, the word "may" and substituting in lieu of the word so stricken the word "shall," and also by striking from said section 2, line 18, page 2 of the printed bill, the word "March," and substituting in lieu of the word so stricken the word "January."

Said amendment was adopted.

Mr. Boling offered the following amendment to said substitute, viz.:

Amend substitute for H. B. 30, in the House, by striking from line 9 of section 1 (section 4130), on page 1 of the bill as printed, the word "March," and substituting in lieu of the word so stricken the word "January."

Said amendment was adopted.

Said substitute, as amended, was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. J. Brandenburg	E. J. Doss
W. B. Ardery	R. J. Cain	G. L. Drury
T. H. Baker	Allen B. Cammack	H. C. Duffy
A. J. Baldridge	J. G. Campbell	Wm. M. Duncan
J. H. Baughman	Sherman Chasteen	D. E. Edwards
L. D. Bax	Lee Clark	G. W. Eller
W. B. Belknap	Sam Cole	J. O. Evans
Homer Beliles	F. W. Collings	H. M. Fultz
C. W. Bennett	L. F. Coomes	O. C. Gartin
J. E. Bickett	J. L. Cushing	J. E. Hadden
S. A. Blackburn	B. F. Day	W. R. Haselwood
W. M. Boling	J. R. Dorman	R. O. Huntsman

L. J. Jeter	Harry Miller	Lee L. Simons
Hector Johnson	G. W. Morgan	W. M. Simpson
A. J. Jolly	J. L. Morgan	A. W. Stamper
D. C. Jones	Wm. J. Moore	F. L. Strange
H. J. Kegley	E. D. Morris	H. Q. Thompson
T. H. King	Chas. A. Nelson	D. D. Thornberry
I. T. Layman	F. V. Nunnelly	W. S. Tinsley
Oscar Leibson	E. E. Palmore	N. I. Toombs
Leon P. Lewis	J. J. Patterson	J. Wood Vance
Martin Light	G. L. Perryman	M. E. Vaughan
J. Will McFarlin	H. A. Pulliam	C. D. Vincent
W. J. McMurry	V. H. Redwine	W. S. Wallen
R. D. McMurtry	J. F. Reed	E. C. Walker
J. L. Manning	J. E. Robbins	C. Westerfield
E. B. Miller	G. W. Shadoan	F. E. Wilson

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There voted in the negative—

J. W. Martin

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Mr. Linton moved that the title of said bill be amended so as to read as follows, viz.:

An act to amend and re-enact sections 4130, 4143, 4146, 4147, and 4148, Kentucky Statutes, Carroll's 1915 edition, all relating to revenue and taxation.

Said motion was agreed to.

Resolved, that the title thereof be as last above aforesaid.

Mr. Linton moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Nelson moved that the rules be suspended and that bills entitled:

H. B. 534. An act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions, and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1925; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 535. An act appropriating money for the maintenance of the various departments, boards, commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1926; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

Be made a Special Order for one o'clock p. m. on Thursday, February 28.

Said motion was agreed to.

The House took up for consideration from the Calendar bills of the following titles, viz.:

H. B. 423. An act to require agricultural cooperative associations on request to furnish information as to membership and contracts and providing for the effect or refusal or compliance with such requests or failure to make such requests.

H. B. 387. An act to repeal and re-enact section four

thousand six hundred and forty-two, Kentucky Statutes, Carroll's edition, one thousand nine hundred and twenty-two, relating to and fixing the compensation of official stenographic reporters in the courts of this Commonwealth.

With an amendment thereto by way of substitute therefor.

H. B. 132. An act to abolish the office of trustee of the jury fund in counties with less than 50,000 population and to require the duties of said office to be performed by the circuit court clerk.

With an amendment thereto.

H. B. 585. An act to amend Kentucky Statutes as to time of holding courts.

S. B. 127. An act to amend and re-enact chapter 115 of the acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to prevent the obstruction of navigable streams of this Commonwealth," which chapter is section 1392b of Carroll's 1922 edition of Kentucky Statutes.

H. B. 439. An act to repeal section 1 of chapter 12, Acts 1910, and to provide for appointment of reporter of Court of Appeals and clerk to reporter and to fix their compensation.

With an amendment thereto.

S. B. 126. An act to amend and re-enact section 2 of chapter 115 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to require owners of dams across certain streams in this Com-

monwealth to construct and maintain fish ladders or roads across said dams, and providing penalties for failure so to do." which sections 2 of said chapter is section 1392a-2 of Carroll's 1922 edition of Kentucky Statutes.

S. B. 125. An act to repeal chapter 215 of the Acts of the General Assembly passed at the December session of 1841, and approved February 17, 1943, entitled "An act to repeal all acts or parts of acts declaring Dix river a navigable stream, and for other purposes.

S. B. 204. An act to provide for the construction of sewers in cities of the fourth class and to provide for the payment for the same, and repealing subsection 9 of section 2490, Kentucky Statutes, relating thereto.

H. B. 313. An act further regulating the operation of coal mines, amending and re-enacting as amended articles 2 and 3 of chapter 79 of Acts of 1914, as amended by the Acts of 1918, being chapter 113, Acts of 1919, said article being also article 2 being section 2723 and article 3 being section 2724 of chapter 88 of the Kentucky Statutes, providing for better protection of owner of unmined coal against encroachment thereon and providing penalties.

H. B. 441. An act to regulate the use of the American flag.

S. B. 36. An act providing for the creation of a commission on uniform state laws, the appointment of commissioners and the payment of the expenses of such commissioners.

H. B. 442. An act to amend and re-enact section 4282, Carroll's Statutes, relating to the stealing of motor vehicles.

H. B. 406. An act refining and regulating the limit and jurisdiction in the State of Kentucky within which notaries public appointed by the Governor may act; providing for bonds or notary public; amending sections 3721, 3722 of the Carroll's 1922 edition of the Kentucky Statutes, relating to such limits within which the notary will act and also amending section 3721-4 in reference to the bond and obligations of notaries public.

H. B. 443. An act amending and re-enacting section 366 Kentucky Statutes, relating to stealing of motor vehicles.

H. B. 404. An act amending section 786 of Carroll's Statutes, relating to railways.

H. B. 408. An act to amend and re-enact section 3766c, Kentucky Statutes, Carroll's edition, being chapter 93b of the Acts of 1912, regulating the sale of opium.

H. B. 409. An act to amend and re-enact section 2635a of the Kentucky Statutes, Carroll's edition, regulating the sale of cocaine and its salts and alpha and beta eucaine or their salts or any admixture containing cocaine or encaine.

H. B. 333. An act to regulate and license the manufacturing, altering, repairing, finishing or making for wages or for sale any wearing apparel in dwelling or tenement houses and to provide for punishment for violations thereof.

H. B. 479. An act to protect the title of motor vehicles within this Commonwealth; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate purchase and sale or other transfer of ownership; to facilitate the recovery of motor vehicles stolen or otherwise unlawfully taken; provide for the regulation and licensing of certain dealers in used and second-hand vehicles as

herein defined; to prescribe powers and duties of the State Tax Commission and clerks hereunder; and to provide penalties for violation of the provisions hereof.

S. B. 83. An act to repeal an act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class, being chapter 137 of the Acts of the General Assembly of 1922.

H. B. 467. An act to require urban, interurban and suburban electric railway companies operating electric cars in counties having cities of the first class to separate white and colored passengers.

S. B. 115. An act to amend and re-enact section 3142b-5, Kentucky Statutes, Carroll's sixth edition, 1922.

H. B. 504. An act to amend and re-enact section 1061a, of the Kentucky Statutes, the same being an act of the General Assembly of the Commonwealth of Kentucky, approved on the 10th day of March, 1914, entitled, "An act to provide a stenographer for the county judge of counties in the Commonwealth containing a population of two hundred thousand or over," this amendment providing for a stenographer for the county judge of other counties.

With an amendment thereto.

H. B. 144. An act requiring drivers of motor vehicles on approaching, and before crossing a railroad track at a public cossing to stop and listen for approaching trains before attempting to cross, and providing a penalty for a failure so to do.

With an amendment thereto by way of substitute therefor.

S. B. 193. An act to amend chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

With an amendment thereto.

S. B. 115. An act relating to roads and bridges, amending act of March 16, 1920.

With an amendment thereto.

S. B. 203. An act to establish project No. 68 in the primary system of state highways.

S. B. 216. An act relating to roads and bridges.

S. B. 142. An act to amend chapter 17 of the Acts of 1920 by adding thereto project —, extending from Hawesville by way of Patesville to a point on project 12, near Fordsville.

S. B. 73. An act to amend and re-enact an act relating to roads and bridges, in order to clearify section 5, project 31½ of chapter 17 of the Acts of the General Assembly, 1920.

S. B. 168. An act to establish project 6½ in the primary system of state highways.

S. B. 182. An act to establish project 6¾ in the primary system of state highways.

S. B. 183. An act to establish project 39½ in the primary system of state highways.

S. B. 6. An act to amend and re-enact section 1 of chapter 90 of the Acts of the General Assembly of 1920, as amended and re-enacted by chapter 49 of the Acts of the General Assembly of 1922, entitled, "An act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws."

H. B. 244. An act establishing as a part of the primary system, Acts of 1920, chapter 17, the road leading from Tompkinsville to Glasgow and known as the Tompkinsville-Glasgow pike, in Monroe and Barren counties, and designating said road as project No. 57a.

S. B. 147. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. 49a, extending from Morehead by way of Sandy Hook to Louisa.

S. B. 147. An act relating to roads and bridges.

S. B. 16. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session.

S. B. 192. An act to amend chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

S. B. 217. An act relating to roads and bridges.

S. B. 169. An act to establish project 28½ in the primary system of state highways.

S. B. 189. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No. —.

H. B. 174. An act relating to public roads.

H. B. 68. An act to amend and re-enact sections 17 and 18 of chapter 90 of the 1920 Acts of the General Assembly of the Commonwealth of Kentucky relating to vehicles; regulating their use and operating the public highways of this Commonwealth; and licensing of motor vehicles, fixing the amount of the license and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles, and the amount of such license; providing a method of registration of motor vehicles; preveting illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws.

H. B. 307. An act to establish project 6¾ in the primary system of state highways.

H. B. 308. An act to establish project 6¾ in the primary system of state highways.

H. B. 305. An act to establish project 39½ in the primary system of state highways.

H. B. 324. An act to amend section 5, chapter 17, of the Acts of the General Assembly of 1920, relating to roads and bridges.

H. B. 157. An act establishing and making the road

leading from Williamsburg via Red Bird, on Cumberland Falls, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

H. B. 448. An act relating to roads and highways.

H. B. 451. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky. 1920, by adding thereto, as project No. —, extending from Lancaster to Nicholasville.

H. B. 436. An act to establish a road from Boonesville via Tyner to East Bernstadt as a part of the primary system.

H . B. 433. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Taylorsville to Southville.

H. B. 512. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Crab Orchard to Berea.

H. B. 460. An act to amend project No. 63 of section 4356t-5, Kentucky Statutes, Carroll's edition, 1922, establishing a primary system of state highways.

H. B. 453. An act establishing a road leading from project 9, at Mayfield, Graves county, Kentucky, to and intersecting with project 7, at Clinton, Hickman county, Kentucky, and to be designated as project 7a.

H. B. 370. An act adding project 51½ to the primary system of state highways, established by Acts of 1920.

H. B. 522. An act to amend chapter 82, Acts of 1922, entitled, "An act to amend chapter 17, Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920, relating to roads and bridges, and creating department of state roads, highways, etc.

H. B. 532. An act to add to the primary system of the state roads, the route from Harlan to the Virginia state line, via Evarts and Kenvir.

H. B. 34. An act to amend section 51, chapter 74, of an act of General Assembly of the Commonwealth of Kentucky, entitled, "An act defining public roads, providing for their establishment, regulating, use and maintenance, and creating the office of county road engineer, and prescribing the duties thereof," approved March 23, 1914, being chapter 74, Session Acts of the legislature of Kentucky, 1914, and also being section 4537 of the Kentucky Statutes, Carroll's edition, 1922.

H. B. 274. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920 by adding thereto as project No. 10, extending from Princton, Caldwell county, to Dixon, Webster county, via Farmersville, Flat Rock, Croswell and Shade Grove, Caldwell county, to Dixon, Webster county, via Providence, Webster county.

H. B. 51. An act to repeal and re-enact the second paragraph of section 5 of chapter 17 of the Acts of 1920, the same being the second paragraph of section 4356t-5, Kentucky Statutes, 1922.

H. B. 419. An act relating to roads.

H. B. 458. An act establishing and designating the road leading from Clarkston, Grayson county, to Upton Station, of Hardin county, via Millerstown, as a part of the primary system of state highways.

H. B. 452. An act to establish a road leading from project 9, at Mayfield, Graves county, Kentucky, south to the Tennessee-Kentucky state line at Dukedom, Tennessee, to connect with the highway system in Weakley county, Tennessee, with a highway of state system leading north from Dresden, the county seat of Weakley county, to Dukedom, Tennessee, in the Kentucky-Tennessee state line, to be designated as project 9a of the primary system of state highways.

H. B. 150. An act relating to roads anr bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. —, extending from Willow via Holton's Corner and Double Beach to Falmouth.

H. B. 325. An act relating to roads and highways.

H. B. 113. An act establishing and making the road leading from Covington via Decauracy, Whitetower, Nicholson, Walton and Florence to Burlington, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

With an amendment thereto by way of substitute therefor.

H. B. 456. An act to amend and re-enact an act entitled an act relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee and reclama-

tion districts, the construction and maintenance of public ditches, canals, drains, sewers, dams, levees and the straightening, widening, deepening, enlargement and otherwise improving public ditches, drains, creeks, rivers or other streams, prescribing the method of procedure, the levying and collection of assessments for the payment of the costs and expense of establishing and organizing such districts, the construction of such improvements, creating and incorporating boards of drainage commissioners, and prescribing the duties of commissioners and other officers and employes, and providing for the payment of such officers and employes performing duties, the issuing and selling of district bonds with which to accrue funds with which to defray the cost and expenses of improvements hereunder. Approved by the Governor March 26, 1919, and being chapter 64 of the Acts of 1918.

H. B. 327. An act amending section 2390b-40, Carroll's Kentucky Statutes, and adding to said Statutes sections to be designated as 2380b-62, 2380b-63 and 2380b-64, relating to the drainage and reclamation of lands.

With amendments thereto.

H. B. 378. An act to amend subsection 2 of section 2380 of the Kentucky Statutes, and chapter 132 of the Acts of 1912, of the General Assembly of the Commonwealth of Kentucky, relating to drainage and the prevention of overflow of lands, towns, cities, roads, streets, railroads and the establishment and organization and maintenance of drainage districts.

With amendments thereto.

S. B. 90. An act requiring the State Librarian to furnish to the law library of the University of Kentucky sets

of the Acts of the General Assembly, the Journals of the House and Senate, the Kentucky Reports, the Advance Sheets of the Kentucky Reports and the Code and Statutes.

H. B. 500. An act to amend subsection 1 of section 498, chapter XIV of title X, Civil Code of Practice, relating to the sale of real estate for reinvestment.

H. B. 277. An act to provide for the establishment of a substation of the Agricultural Experiment Station in Western Kentucky under the control of the directors of the Agricultural College of Kentucky and an appropriation of $20,000 annually to maintain same.

With an amendment thereto by way of substitute therefor.

H. B. 331. An act to regulate the selling, offering or exposing for sale of agricultural seeds, making an appropriation to administer and enforce this act and providing penalties for the violation and prescribing the duties of the enforcing officers and to repeal all laws and parts of laws in conflict with this act.

With an amendment thereto by way of substitute therefor.

S. B. 93. An act to amend section 1141 of the Kentucky Statutes, Carroll's 1922 edition, relating to prosecutions by information filed by Commonwealth's attorney or county attorney.

H. B. 378. An act to repeal and re-enact section 75 of Carroll's Criminal Code of Practice, sixth edition, 1919.

H. B. 302. An act to amend and re-enact section 1159 of Carroll's 1915 Statutes, pertaining to punishment for robbery, or burglary or having burglar's tools in possession.

H. B. 339. An act to amend an act entitled "An act to amend section 1159, Kentucky Statutes, Carroll's edition, 1915, relating to burglary and robbery," approved March 24, 1922.

H. B. 314. An act to repeal and re-enact, amend and extend section 1309, Kentucky Statutes, Carroll's 1915 edition, relating to carrying concealed upon or about one's person a deadly weapon other than an ordinary pocket knife; requiring all owners of revolvers or pistols, except regular dealers engaged in the sale of the same, to register ownership and transfer with county court clerk in the county of their residence. Fixing fees for registration and transfer to be paid by owner; appropriating a portion of fees to county common school purposes; providing for the certification and destruction of pistols and revolvers; making it unlawful for any one to sell or lend to a minor a pistol or revolver and fixing penalties for violations thereof and providing county judge may issue permits to carry concealed deadly weapons.

H. B. 329. An act to regulate proceedings in civil cases in circuit courts not having continuous sessions.

H. B. 192. An act to amend and re-enact section 1309 of subdivision 8, Kentucky Statutes, Carroll's edition, 1915, fixing the punishment for carrying deadly weapons concealed, other than an ordinary pocket knife.

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading

of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 9. An act to amend article IV of chapter 89, Carroll's 1922 edition, Kentucky Statutes, and to create a pension fund for disabled policemen and firemen in cities of the third class.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section —, Kentucky Statutes (Carroll's 1922 edition), be, and it is, amended as follows:

The number of firemen, policemen, detectives and officers of the police and fire departments shall be such as the general council or commissioners, where the commission form of government prevails, may from time to time ordain, and the said general council or commissioners shall by ordinance, fix the salaries of the officers and employes and provide for their payment, and the payment of other expenses, of each of said departments.

§ 2. That section —, Kentucky Statutes (Carroll's 1922 edition), be, and it is, amended to read as follows:

Subsection one. Wherever in this section the term general council, or commissioners, or board, is employed, it shall be construed to mean the legislative branch of the city government.

Subsection Two. That the commissioners shall have full control over the police and fire departments of the city, together with all the property and paraphernalia belonging thereto and are empowered to ordain and put into execution

such by-laws, rules and regulations for the government of each of said departments as may be deemed expedient; to prescribe the qualifications of the members and officers of each department; to appoint a chief of the fire department and all subordinates; to prescribe their duties, and to grade the officers of each department and prescribe their several duties.

Subsection Three. The commissioners shall require all applicants for appointment as members of the police force or fire department to be examined as to their qualifications to fill the office of policeman or fireman, and as to their knowledge of the English language and as to the law and rules governing the duties of policemen or firemen. Each member of the police force or fire department shall be a qualified voter of the city in which he is appointed and be able to read and write and understand the English language, and to have such other qualifications as may be prescribed.

No person shall be appointed a member or officer of the police force or fire department unless he is well known to be a man of sobriety and integrity and has been, and is, an orderly, law-abiding citizen, nor shall any person be appointed a member or officer of said force or fire department on account of any political partisan service rendered by him, or on account of political sentiment or affiliations, or who is over fifty years of age, nor shall any officer or member of said force or fire department be removed or discharged or reduced in grade, or in pay, for any political partisan opinion. Their appointments and continuance upon the police force and fire department shall depend solely upon their ability and willingness to enforce the law, and comply with the rules of the police or fire department. No appointment to or continuance in any such position shall be as a reward for poltical activity, nor be obtained by political services or contribution to campaign funds, nor shall any member of said departments pay or collect any assessments made by political organizations or contribute to political campaign funds

or be unduly active in politics, or work for the election of candidates for office. The examination and qualification provided for in this act shall not apply to members of the police or fire department at this time, who have been continuously in said service for a period of five years. Members of the police and fire departments otherwise qualified under this law shall hold their positions during good behavior, provided, however, that the provisions of this act shall not prevent the board from decreasing the number of firemen and policemen as the said board may from time to time deem proper.

Subsection Four. No member or officer of the police force or fire department shall be removed from the force or fire department, reduced in grade, or pay, upon any reason except inefficiency, misconduct, insubordination or violation of law or of the rules adopted by the commissioners. Any person may prefer charges against an officer or member of the police or fire department, which must be filed in the office of the mayor, who shall thereupon communicate said charges without delay to the other members of the said board. Said charges must be written, signed by the person making said charges, and must set out with clearness and distinction each and every charge. It shall also be the duty of the mayor, whenever probable cause appears, to prefer charges against any member or officer of the police force or fire department, whom he believes to have been guilty of any conduct justifying his removal or punishment, in the interest of public order. The charges filed by the mayor shall be written, and shall set out with distinctness and clearness the charges made, and upon the hearing of any charges, as hereinafter provided, all said charges shall be considered traversed, and put in issue, and the trial shall be confined to matters related to the issues so presented. All charges against members or officers of the police force or fire department shall be forthwith filed by the mayor with the clerk of said board, and within three days after said filing, the com-

missioners shall proceed to hear and examine said charges; provided two days before said hearing the officer or member of the police force or fire department accused has been served with a copy of said charges, and a statement of the day, place and hour at which and when the hearing of said charges shall begin. The person accused may, however, in writing, waive the service of said charges, and demand trial within three days after said charges are filed with the clerk of said board. The board will have the power to summon and compel the attendance of witnesses at all hearings, or sittings, by said board upon subpoena, issued by the clerk of said board and served upon said witnesses by any officer authorized to serve subpoenas from any court of justice in the county, and said board shall have the power of a justice of the peace, to punish for contempt. The officer or member of the police force or fire department accused shall have the right to have subpoened in his behalf any witness he may desire, upon furnishing their names to the clerk of said board, and the action and decision of the board on said charges shall be reduced to writing and shall be entered in a book to be kept for that purpose, and the written charges filed in the matter shall be preserved and securely attached to the book containing the board's decision.

In cases where the mayor has probable cause to believe that the officer or member of the police force or fire department has been guilty of any conduct justifying removal or punishment, he may suspend said officer or member from duty, or from both pay and duty, pending said trial, and said officer or member shall not be placed on duty or allowed pay thereafter, until the charges are heard by the board. The board shall fix punishment against an officer or member of the police force or fire department found guilty of any charge under this statute by a reprimand or suspension for any length of time in their judgment not to exceed six months, or by reducing the grade, if the accused be an officer, or by combining any two or more of said punishments,

or by removal or dismissal from the service of any such officer or member of the force or fire department. No officer or member of the police force or fire department except as provided by this act, shall be reprimanded, removed, suspended or dismissed from the police or fire department until written charges have been made or preferred against him, and a trial had as herein provided.

Subsection Five. Any officer or member of the police force or fire department who shall be found guilty by the board of any charge, as hereinabove provided, shall have the right to appeal to the circuit court of the county in which said city may be located, provided the punishment be a suspension of more than 30 days or a reducing the grade of an officer or a removal or dismissal from the police force or fire department; but the enforcement of the judgment of said board under such charges shall not be suspended pending said appeal. Upon the request of the party accused, the clerk of the board shall file a certified copy of the charges made, and the judgment or the finding of the board in the circuit court, which transcript having been filed, the cause shall be docketed in the circuit court and tried de novo by the judge of said court. Should the clerk of said board fail to certify and transmit the transcript aforesaid to the circuit court within five days after the request is made for same, then the party aggrieved may file an affidavit in the said circuit court setting out as fully as possible the charges made, the time of trial by said court, and the judgment of said board, together with the statement of the fact that the demand for transcript had been made upon the clerk of said board for more than five days before the filing of said affidavit.

Upon the filing of said affidavit in the circuit court said cause shall be docketed in said court and the circuit court is hereby authorized to compel the filing of said transcript by said clerk, by entering the proper mandatory orders, and by fine and imprisonment, as in other cases of contempt. Such appeal shall have precedence over other business, and

be taken up and determined speedily. An appeal will lie from the judgment of the circuit court to the Court of Appeals, as in other cases, provided the punishment fixed by the board be suspension for more than sixty days, reducing the grade of an officer, removal or dismissal from the force.

§ 3. There shall be organized in connection with said police and fire departments a board to be known as the board of trustees of the police and firemen's pension fund, which shall be composed of the mayor of the city, city treasurer, fire chief and police chief, and said board shall select from their number a president and secretary. The city treasurer shall be ex officio teasurer of said board and custodian of its funds.

§ 4. There may be levied and set apart by the board of commissioners of cities of the third class a tax for the year nineteen hunded and twenty-five, and for each and every year thereafter; not exceeding one cent on each one hundred dollars of value of the taxable property in said cities for said year as a fund for the pensioning of any policeman or fireman who has served continuously in the police and fire departments for at least a period of twenty years, and who shall retire from the service after said period, and for the further pupose of pensioning any member of the police or fire departments who may become permanently crippled while in service and on duty, and for further purpose of pensioning the widow or dependents, children under the age of 14 years, or either of them, or any member of either department who may lose his life while in the service and on active duty. And all rewards, fees, proceeds of gifts and emoluments that may be paid or given on account of extraordinary service of any officer, member or employe of the department shall be paid into the treasury to the credit of the police and firemen's pension fund. The payment so made, together with the tax levy aforesaid, shall constitute and be kept as a fund to be called the police and firemen's pension fund, and the said board heretofore designated is hereby

declared to be the trustee of said fund, and they shall have power and it shall be their duty from time to time, to invest the same in whole or in part, as they shall deem most advantageous for the objects of the said fund; and they are empowered to make all the necessary contracts and to take all the necessary remedies in the premises.

§ 5. Said board shall have exclusive control and management of the said fund, and all moneys donated, paid or assessed for the relief or pensioning retired, crippled or disabled members of the police and fire departments, or the widows or dependent children under the age of 14 years or dependent fathers and mothers, of any member of either department killed in service and while on duty, and may assess each member of the police and fire departments one per centum of the salary of each member, to be deducted and withheld from the monthly pay of each member so assessed, the same to be placed by the treasurer of each city to the credit of such fund, subject to the order of such board.

§ 6. The said board shall have all needful rules and regulations for its government in the discharge of its duties, and shall hear and decide all applicants for relief or pensions under this act, and its decision on such applications shall be final and conclusive, and not subject to revision or reversal, except by said board, and a record shall be kept of all the meetings and the proceedings of said board.

§ 7. The said board of trustees shall have the power to draw such pension fund from the treasury and may invest the same, or any part thereof, in the name of the board of trustees of the police and firemen's pension fund, in interest-bearing bonds of the United States or the State of Kentucky, or any county, or city of the first second or third class in the State of Kentucky, or in any securities in which trustees or guardians are permitted to invest trust or guardianship funds under the laws of this state, and all such securities shall be deposited with the treasurer of

said city as ex officio treasurer of said board, and shall be subject to the order of said board.

§ 8. Both the principal and interest of said pension fund shall be applicable to the payment of pensions under this act.

§ 9. If any officer, member or employe of the police or fire departments, while in the performance of his duty, becomes temporarily, totally disabled, physically or mentally, for services by reason of service in such department, the board of trustees shall order the payment to such disabled officer, member or employe, monthly, during such disability, not to exceed one year, from such pension fund, a sum not exceeding $60.00 per month, the said amount to be determined by the board of trustees, provided such officer, member or employe during the same period, is paid no salary as such officer, member or employe. If any officer, member or employe of the police or fire departments while in the performance of his duty, becomes mentally or physically permanently disabled by reason of service in such department, so as to render necessary his retirement from service in said department, said board of trustees shall retire such disabled member from service in such police or fire department. Provided, no such retirement on account of disability shall occur unless said member has contracted said disability while on duty in the service of said police or fire department; and upon such retirement the board of trustees shall order the payment to such disabled member of such police or fire department monthly, from such pension fund, a sum equal to one-half of the monthly compensation allowed to such officer, member or employe as salary at the date of his retirement. If any member of said police or fire department shall, while in the performance of his duty, be killed or die as a result of an injury received in the line of his duty, or of any disease contracted by reason of his occupation, or shall die from any cause whatsoever as a result of his services in said department, and while in said service, or after having served

in the service for fifteen consecutive years shall die while in the service or on the retired list from any cause, and shall leave a widow or child or children under the age of 14 years, said board of trustees shall direct the payment of said pension fund monthly to such widow, while unmarried, of thirty dollars, and for each child until it reaches the age of 14 years, six dollars, and to the dependent father and mother, of said deceased member was unmarried and childless, thirty dollars, the pension to the father and mother to be paid as follows: If father be dead, the mother shall receive the entire thirty dollars, and if the mother be dead, the father shall receive the entire thirty dollars, if both be living, each shall receive fifteen dollars.

§ 10. If at any time there shall not be sufficient money in such pension fund to pay each person entitled to the benefit thereof the amount per month, as herein provided, then an equal percentage of such monthly payments shall be made to each beneficiary until the said fund shall be replenished to warrant the payments in full to each of said beneficiaries.

§ 11. Any member of the police or fire department of such cities having served twenty years or more consecutively in such police or fire department, may make application to be relieved from such police or fire department, and if his application is granted, the said board of trustees shall order and direct that such persons be paid monthly pension equal to one-half the amount of the salary said person is or was in receipt of as a member of said department at the time of granting application.

§ 12. Whenever an active or retired policeman or fireman shall die as aforesaid, the board of trustees may appropriate from the fund a sum not exceeding one hundred dollars to the widow or family for funeral expenses.

§ 13. No person shall be entitled to receive any pension from the said fund except a regularly retired member or a regular member in said police or fire depatment, his widow

or children under the age of 14 years, or dependent mother or father.

§ 14. The treasurer of the board of trustees shall be the custodian of said pension fund, and shall securely and safely keep the same, subject to the control and direction of the board, and shall keep his books and accounts concerning said fund in such manner as may be prescribed by the board, and the said books and accounts shall always be subject to the inspection of the board or any member thereof. The treasurer shall, within ten days after his election, execute a bond to the city with good and sufficient surety, in such penal sum as the board shall direct, to be approved by the board, conditioned for the faithful performance of the duties of his office, and that he will safely keep and well and truthfully account for all money and properties which may come into his hands as such treasurer, and that, upon the expiration of his term of office he will surrender and deliver to his successor all bonds, securities and all unexpended moneys or other properties which may come into his hands as treasurer as other bonds, and may be sued on in the name of the city, for the use of said board or in the name of said board, or any person or persons injured by breach thereof.

§ 15. It shall be the duty of such officer or officers of the city as are designated by law to draw warrants on the treasurer of said city on request in writing by said board of trustees, to draw warrants on the treasurer of said city payable to the treasurer of said board of trustees for all funds belonging to said pension fund as aforesaid.

§ 16. All moneys ordered to be paid from said pension fund to any person or persons shall be paid by the treasurer of the board of trustees only upon warrant signed by the president of said board and countersigned by the secretary thereof, and no warrant shall be drawn except by order of the board after having been duly entered on the records of the proceedings of the board.

§ 17. The board of trustees shall make a report to the

board of commissioners of said city of the condition of said pension fund, on the last meeting in August in each and every year.

§ 18. No portion of said pension fund shall, before or after its order for distribution by the board of trustees to the persons entitled thereto, be held, seized, taken, subjected to or detained or levied upon by virtue of any attachment, execution, injunction, writ, interlocutory or other order or decree, or any process of proceeding whatever issued out of or by any court of this state for the payment or satisfaction, in whole or in part, of any debt, damage, claim, demand or judgment against the beneficiary of said fund, but said fund shall be held and distributed for the purpose of this act, and for no other purpose whatever.

§ 19. It shall be the duty of the attorneys for the cities of the third class to give advice to the board of trustees of the police and firemen's pension fund in all matters pertaining to their duties and management of said fund whenever thereunto requested, and he shall represent and defend said board as its attorney in all suits or actions at law or in equity that may be brought against it, and bring all suits and actions in its behalf that may be required or determined upon by said board.

§ 20. All acts or parts of acts in conflict herewith are hereby expressly repealed.

Mr. Strange offered the following amendments to said bill, viz.:

Amend H. B. 9 by inserting in section 4, page 6, line 2, after the word "class" the following: "within their discretion," so that after amended section 4, page 6, line 2, after the word "of" will read, "cities of the third class may in their discretion," etc.

Amend H. B. 9 by striking out of section 2 on page 2,

line 15, the word "may," after the word "commissioners," and substitute in lieu thereof the following: "may within their discretion," so that after amended subsection 3, on line 15, will read as follows, viz.: "The commissioners may within their discretion require all applicants," etc.

Said amendments were adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Lee Clark	R. O. Huntsman
W. B. Ardery	Sam Cole	L. J. Jeter
T. H. Baker	F. W. Collings	Hector Johnson
A. J. Baldridge	L. F. Coomes	J. Roy Johnson
J. H. Baughman	J. L. Cushing	A. J. Jolly
L. D. Bax	B. F. Day	D. C. Jones
W. B. Belknap	J. R. Dorman	H. J. Kegley
Homer Beliles	E. J. Doss	T. H. King
C. W. Bennett	G. L. Drury	I. T. Layman
J. E. Bickett	H. C. Duffy	Oscar Leibson
S. A. Blackburn	Wm. M. Duncan	Leon P. Lewis
W. M. Boling	D. E. Edwards	Leroy Lewis
Wm. H. Bornhorst	G. W. Eller	Martin Light
J. F. Bosworth	J. O. Evans	J. Will McFarlin
W. J. Brandenburg	O. C. Gartin	W. J. McMurry
R. J. Cain	T. H. Golden	R. D. McMurtry
Allen B. Cammack	J. E. Hadden	J. L. Manning
J. G. Campbell	W. R. Haselwood	J. W. Martin
Sherman Chasteen	J. W. Howard	E. B. Miller

Harry Miller	H. A. Pulliam	W. S. Tinsley
G. W. Morgan	V. H. Redwine	N. I. Toombs
J. L. Morgan	J. E. Robbins	J. Wood Vance
Wm. J. Moore	G. W. Shadoan	M. E. Vaughan
E. D. Morris	Lee L. Simons	C. D. Vincent
Chas. A. Nelson	W. M. Simpson	W. S. Wallen
F. V. Nunnelly	Geo. W. Smith	E. C. Walker
E. E. Palmore	F. L. Strange	C. Westerfield
J. J. Patterson	H. Q. Thompson	F. E. Wilson
G. L. Perryman	D. D. Thornberry	

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Resolved, that the title thereof be as aforesaid.

Mr. Westerfield moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 231. An act amending and re-enacting chapter 49, ferries (General Statutes, chapter 42); Carroll's Kentucky Statutes, edition of 1922, requiring owners and operators of ferries of general public importance to improve approaches thereto and to keep danger signals thereon.

Together with a committee amendment thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That chapter 49, ferries, General Statutes, chapter 42, Carroll's Kentucky Statutes, edition of 1922, be amended and re-enacted so that when so amended it will read as follows:

§ 1. It is hereby required of every person, firm, corporation, association or their lessee, owning or operating a public ferry within this Commonwealth, of sufficient importance and public travel as to produce to any said ferry owner or operator an annual gross income of $500.00 or more, to rock, gravel of otherwise properly surface the approaches to any said ferry landing from low water mark to the top of each bank of the river or stream. Said surfacing and improvement to be done in such manner as will make public travel easy and safe at all times.

§ 2. It is further required of any operator of any said ferry coming within the provisions of paragraph one, supra, to keep a red light on and near the top of said approaches, or a railing across same, from dark until daylight each day. so that the traveling public may be warned of approaching danger.

§ 3. Any person, firm, corporation or their lessee, found guilty of violating any of the provisions of this act shall be fined not less than $20.00 or more than $50.00 for each offense, each day of violation to be construed as a separate offense.

§ 4. Upon motion or written complaint of any user of any said ferry, or upon motion of the county attorney filed with the cunty judge having jurisdiction, the said county judge may appoint and designate some competent citizen to attend said ferry and check the receipts thereof during a period of time deemed to be sufficient to determine with a reasonable degree of certainty as to the gross annual receipts arising therefrom. Said person so appointed shall make report verified by affidavit as to his finding, and shall receive not more than $3.00 per day for his services, to be paid out of the county treasury. All fines imposed under prosecutions in violation of this act shall be converted into the said county treasury and revert to said county's road fund.

The provisions of this act shall become operative on and after July 1, 1925.

All laws and parts of laws in conflict herewith are hereby repealed.

Said amendment as offered by the committee is as follows, viz.:

That the provisions of this act shall become operative on and after Nov. 1, 1924, instead of July 1, 1925, as in the printed bill.

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	B. F. Day	J. Roy Johnson
T. H. Baker	J. R. Dorman	A. J. Jolly
J. H. Baughman	E. J. Doss	D. C. Jones
L. D. Bax	Wm. M. Duncan	H. J. Kegley
W. B. Belknap	D. E. Edwards	T. H. King
C. W. Bennett	G. W. Eller	I. T. Layman
J. E. Bickett	H. M. Fultz	Leon P. Lewis
J. F. Bosworth	O. C. Gartin	Martin Light
W. B. Bush	T. H. Golden	J. T. Linton
Sherman Chasteen	J. E. Hadden	J. Will McFarlin
Sam Cole	W. R. Haselwood	R. D. McMurtry
F. W. Collings	R. O. Huntsman	J. L. Manning
L. F. Coomes	L. J. Jeter	J. W. Martin
J. L. Cushing	Hector Johnson	E. B. Miller

Harry Miller	J. E. Robbins	J. Wood Vance
G. W. Morgan	G. W. Shadoan	M. E. Vaughan
J. L. Morgan	Lee L. Simons	C. D. Vincent
Wm. J. Moore	W. M. Simpson	W. S. Wallen
E. D. Morris	Geo. W. Smith	E. C. Walker
Chas. A. Nelson	H. Q. Thompson	W. D. Watkins
F. V. Nunnelly	D. D. Thornberry	C. Westerfield
J. J. Patterson	W. S. Tinsley	F. E. Wilson
G. L. Perryman	N. I. Toombs	

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Those who voted in the negative were—

Homer Beliles	Allen B. Cammack	J. O. Evans
W. M. Boling	Lee Clark	Leroy Lewis
Wm. H. Bornhorst	G. L. Drury	W. J. McMurry
W. J. Brandenburg	H. C. Duffy	E. E. Palmore

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Resolved, that the title thereof be as aforesaid.

Mr. Tinsley moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 32. An act to amend and re-enact sections 9038e-1 and 9038e-2 of article 12 of chapter 34 of the Acts of the session of the General Assembly, 1920, relating to county hospitals in counties and cities of the second and third class.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That sections 9038e-1 and 9038e-2, contained in chapter 34, article 12, of the Kentucky Statutes, 1922 edition, be amended and re-enacted so that the two sections together as amended may read as follows:

That the counties of the Commonwealth of Kentucky, containing cities of the second, third and fourth class are hereby authorized and empowered through the fiscal courts of said counties, to establish and erect hospitals for the use of its citizens, and for that purpose said court may for said county acquire for said purpose by gift, purchase or lease or by condemnation any land or property situated wholly in said county where same is to be located, or any interest, franchise, easement, right or privilege therein which may be required for purpose of construction, furnishing, maintaining or operating said public county hospital. The method of condemnation of property to be the same as that provided for the condemnation of property for public purposes.

In order to provide money for the construction and furnishing of the said county hospital, the fiscal court may enter an order submitting to the voters at the regular November election or a special election, the question of whether bonds of the county shall be issued for the purpose of carrying out the work therein provided. The order shall provide the date and maturity of the bonds, the rate of interest they shall bear, and the total amount to be issued, and the order shall also contain the necessary details in reference to the execution and delivery of the bonds, their denomination, coupons to be annexed, and a sinking fund to retire such bonds at maturity, and the calling of said election shall be regulated by laws applicable to other elections for county bond issues.

All laws and parts of laws in conflict with this amendment are hereby repealed.

Mr. Vaughn offered the following amendment to said bill, viz.:

Amend section 1 of H. B. 32 by striking out the first "and" in line 5 and inserting the words "and fifth" between the word "fourth" and "class," in line 5.

Also insert "section 2" between lines 14 and 15, on page 2.

Also insert "section 3" between lines 25 and 26, on page 2.

Amend H. B. 32 so that it will read as follows: "that sections 1 and 2 of chapter 52 of Acts of the General Assembly of 1920 be amended and re-enacted so that the two sections as amended shall read as follows: section 1."

Said amendments were adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	S. A. Blackburn	R. J. Cain
T. H. Baker	W. M. Boling	Sam Cole
A. J. Baldridge	Wm. H. Bornhorst	F. W. Collings
L. D. Bax	J. F. Bosworth	L. F. Coomes
W. B. Belknap	W. J. Brandenburg	J. L. Cushing
Homer Beliles	W. B. Bush	B. F. Day
C. W. Bennett	Allen B. Cammack	J. R. Dorman
J. E. Bickett	J. G. Campbell	E. J. Doss

G. L. Drury	I. T. Layman	H. A. Pulliam
H. C. Duffy	Leon P. Lewis	V. H. Redwine
Wm. M. Duncan	Leroy Lewis	J. E. Robbins
D. E. Edwards	J. T. Linton	G. W. Shadoan
G. W. Eller	J. Will McFarlin	Lee L. Simons
J. O. Evans	W. J. McMurry	W. M. Simpson
H. M. Fultz	R. D. McMurtry	Geo. W. Smith
O. C. Gartin	J. L. Manning	F. L. Strange
T. H. Golden	J. W. Martin	H. Q. Thompson
J. E. Hadden	E. B. Miller	D. D. Thornberry
W. R. Haselwood	Harry Miller	W. S. Tinsley
R. O. Huntsman	G. W. Morgan	N. I. Toombs
L. J. Jeter	J. L. Morgan	J. Wood Vance
Hector Johnson	Wm. J. Moore	M. E. Vaughan
J. Roy Johnson	E. D. Morris	C. D. Vincent
A. J. Jolly	Chas. A. Nelson	W. S. Wallen
D. C. Jones	E. E. Palmore	E. C. Walker
H. J. Kegley	J. J. Patterson	W. D. Watkins
T. H. King	G. L. Perryman	C. Westerfield

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Mr. Vaughn moved that the title of said bill be amended to read as follows, viz.:

An act to amend and re-enact sections 1 and 2 of chapter 52 of the Acts of the General Assembly of 1920 relating to county hospitals in counties and cities of the second and third classes.

Said motion was agreed to.

Resolved, that the title thereof be as last above aforesaid.

Mr. Vaughn moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 208. An act to amend and re-enact section 2 of chapter 115 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to require owners of dams across certain streams in this Commonwealth to construct and maintain fish ladders or roads across said dams, and providing penalties for failure so to do," which section 2 of said chapter is section 1392a-2 of Carroll's 1922 edition of Kentucky Statutes.

Mr. Drury moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 209. An act to amend and re-enact chapter 116 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to prevent the obstruction of navigable streams of this Commonwealth," which chapter is section 1392b of Carroll's 1922 edition of Kentucky Statutes.

Mr. Drury moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 86. An act creating boards of education for cities

of the second class, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict herewith, approved March 19, 1912, and is now section 3235a-25, Carroll's Kentucky Statutes.

Mr. Cole moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 207. An act to repeal chapter 215 of the Acts of the General Assembly, passed at the December session of 1841, and approved February 17, 1842, entitled, "An act to repeal all acts or parts of acts declaring Dix river a navigable stream, and for other purposes."

Mr. Drury moved that said bill be recommitted with leave to report at any time.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 82. An act to amend section 2739g-62, Carroll's Kentucky Statutes, 1922 edition, approved March 23, 1920, and relating to the collection of automobile licenses and settlement for all moneys collected by the county clerk, and fixing his fees for making said collections.

Together with a committee amendment thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That an act to amend section 2739g-62, Carroll's Kentucky Statutes, 1922 edition, relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws, which was approved March 23, 1920, be amended by striking out all of subsection (f) of said section 2739g-62 and inserting in lieu thereof the following:

"Remit and report each Monday to the Commission, all moneys collected by him during the previous week, less five per cent (5%) thereof, which is to be retained by him as his commission for collection, as in the cases of other public funds, together with the duplicates of all receipts issued by him during the same period, all checks to be made payable to the State Treasurer," so that said section when amended and re-enacted shall read as follows:

(a) It shall be the duty of the clerk of each county to see that the provisions of this act in his county are enforced, and in so doing he shall:

(b) Take all applications as provided in this act.

(c) Issue the receipts provided for in this act on blanks furnished by the commission.

(d) Collect the fees due the state as provided for in this act.

(e) Distribute the registration plates and badges furnished by the commission and keep a complete record in his office for the benefit of the public of all such registrations in his county, and to notify the owner or chauffeur of the receipt by him of the duplicate badges or plates.

(f) Remit and report each Monday to the commission, all moneys collected by him during the previous week, less five per cent (5%) thereof, which is to be retained by him as his commission for collection, as in cases of other public funds, together with the duplicates of all receipts issued by him during the same period, all checks to be made payable to the State Treasurer.

(g) Account to the commission for all registration plates, badges and receipt forms consigned to him, at such time or times as the commission may direct; give the commission timely notice of a probable deficiency of plates or other supplies.

§ 2. All acts or parts of acts in conflict with the provisions of this act are, to the extent of such conflict, hereby repealed.

Said amendment as offered by the committee is as follows, viz.:

That subsection e of section 1, on page 2 of said bill be amended by inserting in line 26 of said subsection e, after the word "office" and before the word "for," the following words, viz.: "in the nature of an index system to be furnished by the commissioner."

Said amendment was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. W. Eller	Wm. J. Moore
Homer Beliles	O. C. Gartin	E. E. Palmore
S. A. Blackburn	T. H. Golden	V. H. Redwine
W. M. Boling	J. W. Howard	W. M. Simpson
J. F. Bosworth	R. O. Huntsman	A. W. Stamper
W. B. Bush	A. J. Jolly	H. Q. Thompson
Allen B. Cammack	H. J. Kegley	D. D. Thornberry
J. G. Campbell	T. H. King	W. S. Tinsley
R. J. Cain	Leroy Lewis	N. I. Toombs
Sherman Chasteen	Martin Light	J. Wood Vance
Sam Cole	W. J. McMurry	M. E. Vaughan
F. W. Collings	R. D. McMurtry	W. S. Wallen
J. L. Cushing	J. L. Manning	E. C. Walker
J. R. Dorman	Harry Miller	C. Westerfield
E. J. Doss	G. W. Morgan	
Wm. M. Duncan	J. L. Morgan	

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Those who voted in the negative were—

T. H. Baker	J. O. Evans	E. D. Morris
J. H. Baughman	H. M. Fultz	Chas. A. Nelson
L. D. Bax	J. E. Hadden	F. V. Nunnelly
W. B. Belknap	W. R. Haselwood	J. J. Patterson
C. W. Bennett	L. J. Jeter	G. L. Perryman
J. E. Bickett	J. Roy Johnson	J. F. Reed
Wm. H. Bornhorst	D. C. Jones	J. E. Robbins
W. J. Brandenburg	I. T. Layman	G. W. Shadoan
Lee Clark	Leon P. Lewis	Lee L. Simons
L. F. Coomes	J. T. Linton	Geo. W. Smith
B. F. Day	J. Will McFarlin	C. D. Vincent
H. C. Duffy	J. W. Martin	W. D. Watkins
D. E. Edwards	E. B. Miller	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 83. An act to amend and re-enact section 1093 of Kentucky Statutes, relating to jurisdiction of justices and quarterly courts in penal actions and giving said justices and quarterly courts and the judges thereof concurrent jurisdiction of the circuit courts of the offenses of petit larceny, vagrancy and the first offense of carrying concealed weapons and of violation of city ordinances.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 1093 of Kentucky Statutes (Carroll's edition, 1922), be amended as follows by inserting after the words "or both," at the end of the first paragraph in said section the following words: "Provided, however, that said justices' and quarterly courts and the judges thereof shall have jurisdiction concurrent with circuit courts of the offenses of petit larceny, vagrancy and first offense of carrying concealed and deadly weapons," so that said section when amended shall read as follows:

"Justices' and quarterly courts and the judges thereof shall have jurisdiction exclusive of circuit courts in all penal cases, the punishment of which is limited to a fine not exceeding twenty dollars, and jurisdiction concurrent with circuit courts of all penal cases, the punishment of which is limited to a fine not exceeding one hundred dollars or imprisonment not exceeding fifty days, or both; provided, how-

ever, that said justices' and quarterly courts and the judges thereof shall have jurisdiction concurrent with circuit courts of the offenses of petit larceny, vagrancy and first offense of carrying concealed and deadly weapons.

And quarterly courts and judges thereof may and shall take jurisdiction of all city ordinances in towns of the sixth class, imposing fines or forfeitures by ordinances in which said towns there is no acting qualified police judge, and shall have full power to render and to enforce all judgments rendered thereon, and such judgments shall be for the use and benefit of said town of the sixth class.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	R. J. Cain	O. C. Gartin
T. H. Baker	Sherman Chasteen	T. H. Golden
J. H. Baughman	Lee Clark	W. R. Haselwood
L. D. Bax	Sam Cole	R. O. Huntsman
W. B. Belknap	F. W. Collings	Hector Johnson
Homer Beliles	L. F. Coomes	J. Roy Johnson
C. W. Bennett	J. L. Cushing	A. J. Jolly
J. E. Bickett	B. F. Day	D. C. Jones
S. A. Blackburn	J. R. Dorman	H. J. Kegley
W. M. Boling	E. J. Doss	T. H. King
Wm. H. Bornhorst	Wm. M. Duncan	I. T. Layman
J. F. Bosworth	D. E. Edwards	Leon P. Lewis
W. J. Brandenburg	G. W. Eller	Leroy Lewis
Allen B. Cammack	J. O. Evans	Martin Light
J. G. Campbell	H. M. Fultz	J. T. Linton

J. Will McFarlin	E. D. Morris	H. Q. Thompson
W. J. McMurry	Chas. A. Nelson	D. D. Thornberry
R. D. McMurtry	E. E. Palmore	N. I. Toombs
J. L. Manning	J. J. Patterson	J. Wood Vance
J. W. Martin	G. L. Perryman	C. D. Vincent
E. B. Miller	J. E. Robbins	W. S. Wallen
Harry Miller	G. W. Shadoan	E. C. Walker
G. W. Morgan	Lee L. Simons	W. D. Watkins
J. L. Morgan	W. M. Simpson	C. Westerfield
Wm. J. Moore	A. W. Stamper	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 196. An act adopting as the law of the Commonwealth of Kentucky the sixth edition of Carroll's Kentucky Statutes, compiled and edited to January 1, 1922, and issued in the year 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the sixth edition of Carroll's Kentucky Statutes, compiled and edited to January first, nineteen hundred and twenty-two, and issued in the year nineteen hundred and twenty-two, and the supplement thereto, be and the same are hereby adopted as the law of the Commonwealth of Kentucky, and in all actions and proceedings the laws therein contained, from section 1 to section 4987, inclusive, including

amendatory or supplemental sections, may be cited and referred to as the law of the Commonwealth of Kentucky by reference to any citation of said sections, and any of the sections therein may be amended or repealed by the General Assembly of the Commonwealth of Kentucky in the manner now provided by reference to and citation of the section of said statutes, without giving the date or title of the act from which said section is taken; Provided, that this act shall not be construed to render valid any invalid section or part thereof embraced in said statutes, or to amend, modify or repeal any law or part thereof now in force or effect and not included in said statutes.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. G. Campbell	H. M. Fultz
T. H. Baker	Sherman Chasteen	O. C. Gartin
L. D. Bax	Lee Clark	W. R. Haselwood
W. B. Belknap	Sam Cole	J. W. Howard
Homer Beliles	F. W. Collings	R. O. Huntsman
C. W. Bennett	L. F. Coomes	L. J. Jeter
J. E. Bickett	J. L. Cushing	Hector Johnson
S. A. Blackburn	B. F. Day	J. Roy Johnson
W. M. Boling	J. R. Dorman	A. J. Jolly
Wm. H. Bornhorst	E. J. Doss	D. C. Jones
J. F. Bosworth	G. L. Drury	H. J. Kegley
W. J. Brandenburg	Wm. M. Duncan	T. H. King
W. B. Bush	D. E. Edwards	I. T. Layman
Allen B. Cammack	J. O. Evans	Oscar Leibson

Leon P. Lewis	J. L. Morgan	F. L. Strange
Leroy Lewis	E. D. Morris	H. Q. Thompson
Martin Light	F. V. Nunnelly	D. D. Thornberry
J. T. Linton	E. E. Palmore	W. S. Tinsley
J. Will McFarlin	J. J. Patterson	N. I. Toombs
W. J. McMurry	G. L. Perryman	J. Wood Vance
R. D. McMurtry	J. F. Reed	C. D. Vincent
J. L. Manning	J. E. Robbins	W. S. Wallen
J. W. Martin	G. W. Shadoan	E. C. Walker
E. B. Miller	Lee L. Simons	W. D. Watkins
Harry Miller	W. M. Simpson	C. Westerfield
G. W. Morgan	A. W. Stamper	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Walker moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 81. An act requiring all litigants in the civil courts of the State of Kentucky to deposit with the clerk of such court a deposit in the sum of ten dollars to cover such costs as may and whatever left to be returned.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That all litigants seeking redress through the civil courts of the Commonwealth of Kentucky be required upon the commencement of any action for such redress to deposit with the clerk of the court the sum of ten dollars ($10.00) to cover any costs that may be incurred therein.

§ 2. That if the deposit of $10,00 at the final disposition

of any action or proceeding, exceed the costs therein, such excess shall be returned to the depositor.

§ 3. This act shall not apply to persons designated by section 884, Kentucky Statutes.

This act shall become effective upon its passage and approval.

Mr. Martin offered the following amendment to said bill, viz.:

Amend section 1, line 4, by striking therefrom the words and figures, "ten dollars," and inserting in lieu thereof the words and figures "five dollars."

Said amendment was disagreed to.

Mr. Simons offered the following amendment to said bill, viz.:

Amend H. B. 81 by adding thereto section 1½, which said section so added shall read in words and figures as follows: "No provision of this act shall be applicable to courts in counties having cities of the first class."

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

J. F. Bosworth	Wm. M. Duncan	J. E. Robbins
W. J. Brandenburg	J. W. Howard	H. Q. Thompson
Allen B. Cammack	R. O. Huntsman	D. D. Thornberry
J. G. Campbell	A. J. Jolly	N. I. Toombs
Sam Cole	I. T. Layman	C. D. Vincent
F. W. Collings	Harry Miller	W. S. Wallen
J. L. Cushing	G. W. Morgan	C. Westerfield
J. R. Dorman	E. D. Morris	
E. J. Doss	V. H. Redwine	

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Those who voted in the negative were—

W. L. Agee	H. M. Fultz	J. W. Martin
T. H. Baker	O. C. Gartin	J. L. Morgan
J. H. Baughman	J. E. Hadden	F. V. Nunnelly
L. D. Bax	W. R. Haselwood	E. E. Palmore
W. B. Belknap	L. J. Jeter	J. J. Patterson
Homer Beliles	Hector Johnson	G. L. Perryman
C. W. Bennett	J. Roy Johnson	J. F. Reed
J. E. Bickett	D. C. Jones	G. W. Shadoan
Wm. H. Bornhorst	H. J. Kegley	Lee L. Simons
Sherman Chasteen	T. H. King	W. M. Simpson
Lee Clark	Oscar Leibson	A. W. Stamper
L. F. Coomes	Leon P. Lewis	W. S. Tinsley
B. F. Day	Leroy Lewis	J. Wood Vance
G. L. Drury	Martin Light	E. C. Walker
H. C. Duffy	J. T. Linton	W. D. Watkins
D. E. Edwards	J. Will McFarlin	F. E. Wilson
G. W. Eller	W. J. McMurry	
J. O. Evans	R. D. McMurtry	

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And so said bill was rejected.

Mr. Harry Miller moved that the vote by which said

bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Strange moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, FEBRUARY 28, 1924.

The House was opened with prayer by the Reverend W. P. Fryman, of the Methodist Episcopal church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	Lee Clark	W. R. Haselwood
W. B. Ardery	Sam Cole	J. W. Howard
T. H. Baker	F. W. Collings	R. O. Huntsman
A. J. Baldridge	L. F. Coomes	L. J. Jeter
J. H. Baughman	J. L. Cushing	Hector Johnson
L. D. Bax	B. F. Day	A. J. Jolly
Homer Beliles	J. R. Dorman	D. C. Jones
J. E. Bickett	E. J. Doss	H. J. Kegley
S. A. Blackburn	G. L. Drury	T. H. King
W. M. Boling	H. C. Duffy	T. J. Knight
Wm. H. Bornhorst	Wm. M. Duncan	I. T. Layman
J. F. Bosworth	D. E. Edwards	Oscar Leibson
W. J. Brandenburg	G. W. Eller	Leon P. Lewis
W. B. Bush	J. O. Evans	Leroy Lewis
Allen B. Cammack	H. M. Fultz	Martin Light
J. G. Campbell	O. C. Gartin	J. T. Linton
R. J. Cain	T. H. Golden	J. Will McFarlin
Sherman Chasteen	J. E. Hadden	W. J. McMurry

R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

1. S. B. 181. An act to amend sections 1, 4-a, 10, 11, 18, 21, 30, 38, 42 and 83 of an act entitled, "An act to provide an elective system of workmen's compensation for industrial accidents," and known as chapter 33 of the Acts of the General Assembly of the Commonwealth of Kentucky, approved by the Governor on March 23, 1916, and the same act as amended by what is known as chapter 126 of the Acts of the General Assembly for the year 1918, and approved by the Governor on March 29, 1918, and the same act as amended by what is known as chapter 37 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1920, and approved by the Governor on March 22, 1920, and the same act as amended by what is known as chapter 50 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1922, and approved by the Governor on March 22, 1922, said sections as amended

and to be amended are known as sections 4890, 4884, 4891, 4892, 4899, 4902, 4911, 4919, 4923, 4968 of Carroll's Kentucky Statutes, sixth edition, 1922, and declaring an emergency to exist.

2. S. B. 82. An act to assist disabled men and women in obtaining from the federal government the relief authorized by Acts of Congress, continuing in existance for that purpose the Kentucky disabled men's board, and appropriating funds therefor; providing maintenance of an office and stenographic help to carry on work of said board and declaring an emergency to exist.

Said bills were ordered printed and referred:

1. To Committee on Compensation for Industrial Injuries.

2. To Committee on Military Affairs.

And that they had passed a bill which originated in this body of the following title, viz.:

H. B. An act to amend and re-enact section 112-3, 112-4, Kentucky Statutes, Carroll's edition, 1922, relating to the office of Attorney General, his assistants and clerical employes, and providing for their compensation and expenses when called on business from the Capital, abolishing the office of chief law clerk and creating in lieu thereof the office of Fourth Assistant Attorney General and fixing his salary.

Ordered, that said bill be delivered to the Enrolling Clerk of this House.

The Chief Clerk produced and read the following communications, viz.:

Hon. Chas. J. Howes,
Chief Clerk, House of Representatives,
Frankfort, Kentucky.

My Dear Mr. Howes:—I am in receipt of copy of resolution passed by the House of Representatives of Kentucky endorsing the adjusted compensation bill now pending before the Ways and Means Committee of the House here, and have carefully read same.

I was glad to receive the expression of the House of Representatives and when this legislation comes before the House it shall have my careful attention and consideration in connection therewith.

With assurances of high regard, I am,

Very truly yours,

(Signed) D. H. Kincheloe.

Hon. Chas. J. Howes,
Chief Clerk, House of Representatives,
Frankfort, Kentucky.

Dear Sir:—I beg to acknowledge receipt of the copy of the resolution adopted by the House of Representatives of the State of Kentucky, the Senate concurring therein, memorializing the Congress of the United States to immediately pass the adjusted compensation bill.

Permit me to assure you that I am in hearty sympathy with the purpose of this measure and I shall continue, as I have always done, to support it and other just legislation for the relief of the ex-service men of all our wars.

Very truly yours,

(Signed) John W. Langley.

Hon. Chas. J. Howes,
Clerk of House of Representatives,
Frankfort, Kentucky.

DEAR SIR:—I am in receipt of the copy of resolution introduced in the House of Representatives by Mr. Wallen, "memorializing the Congress of the United States to enact the national adjusted compensation law for ex-service men of the World war."

In reply thereto, I beg to say that when such a bill is prepared by the Committee on Ways and Means, and presented to the House for consideration it will give me pleasure to give same my earnest consideration. After listening to arguments both for and against the matter of adjusted compensation for veterans of the World war, I have decided to cast my vote in favor of a measure that will give relief to our ex-service men, and I hope that such a bill will be presented to the Congress in the near future.

Very sincerely yours,

(Signed) JOSEPH W. MORRIS.

Hon. Chas. J. Howes,
Clerk, House of Representatives,
Frankfort, Kentucky.

Resolution by House of Representatives urging adjusted compensation bill received. I favor this measure and I have heretofore actively supported it and shall continue to do so.

(Signed) J. M. ROBSION.

Hon. Frank Daugherty,
Attorney General,
Frankfort, Kentucky.

Will you please express to the members of the Assembly

the fullness of my appreciation of the resolution adopted. It is an honor which I do not underestimate to be asked to address the representatives of the people of Kentucky. I find, however, that it will be impossible for me to leave here before some time in April and I am assuming that your adjournment comes before then. With all good wishes for a successful session,

I am very truly yours,

(Signed) JAMES M. COX.

Said communications were ordered to be filed.

A message was received from the Senate announcing that they had refused to recede from an amendment heretofore adopted in that body to a bill entitled:

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court, prescribing their qualifications and how they shall be selected.

And that they had appointed a conference committee composed of Senators Bright, Cline and Young and requesting the Speaker of the House of Representatives to appoint a similar committee to act in conjunction with said committee in the further consideration of said bill.

Mr. Simons moved that the Speaker be authorized and directed to appoint a committee of three to be known as the conference committee on the part of the House, to act in conjunction with the conference committee on the part of the Senate for the further consideration of said bill.

Said motion was agreed to.

Thereupon the Speaker appointed Messrs. Drury, Westerfield and Huntsman as members constituting said committee.

Mr. Nelson moved that a bill entitled:

H. B. 534. An act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1925; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

Which was a Special Order of the Day for eleven o'clock a. m. this morning, be taken up for immediate consideration.

Said motion was agreed to.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Executive Department.—There are hereby appropriated out of the general expenditure fund for the Executive Department of the state government, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For salary of the Governor, private secretary and stenographic help and other employes, $13,970.00.

(b) For contingent and maintenance fund, $6,000.00.

(c) For printing, stamps, office supplies and operation of the department, $1,900.00.

§ 2. Lieutenant Governor.—There is hereby appropriated out of the general expenditure fund for the use and ben-

efit of the Lieutenant Governor, for the fiscal year ending June 30, 1925, for the purpose of paying clerical hire and other expenses, the sum of $2,500.00.

§ 3. Secretary of State.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Department of the Secretary of State, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, clerical help, porter, printing, stamps, office supplies and all other expenses incident to the operation of said department, the sum of $18,300.00.

§ 4. Attorney General.—There are hereby appropriated out of the general expenditure fund for the use of the Attorney General's Department of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For salaries of the Attorney General, Assistant Attorneys General and law clerks, $15,800.00.

(b) For stenographic help, the salaries to be determined by the Attorney General, $6,600.00.

(c) For necessary traveling expenses of the department when engaged in the state's business, printing, stamps and office supplies, $1,250.00.

§ 5. Auditor of Public Accounts.—There are hereby appropriated out of the general expenditure fund for the use of the Department of the Auditor of Public Accounts of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1925, as hereinafter set out, the following sums for the following purposes:

(a) For salaries and clerical hire, $35,000.00.

(b) For printing, stamps, office supplies and necessary traveling expenses, $4,000.00.

§ 6. State Treasurer.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Treasurer's Department, for the fiscal year ending June 30, 1925, for the purpose of paying salaries, clerical help, printing, stamps, supplies and all other expenses inci-

dent to the maintenance and operation of said department, the sum of $15,000.00.

§ 7. Superintendent of Public Instruction.—There is hereby appropriated out of the public school fund of the state for the use and benefit of the Department of the Superintendent of Public Instruction, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, as now fixed by law, or may hereafter be fixed by law, for all necessary clerical, stenographic and professional assistance in said department, the sum of $50,000.00.

§ 8. Department of Agriculture, Labor and Statistics. —There are hereby appropriated out of the general expenditure fund for the use of the Department of Agriculture, Labor and Statistics, for the fiscal year ending June 30, 1925, the following amounts for the following purposes:

(a) For the purpose of paying all the salaries and clerical hire for said department, $13,500.00.

(b) For the purpose of paying per diem, traveling expenses and other expenses now allowed by law to the State Board of Agriculture, $4,500.00.

(c) For the purpose of paying all the expenses of the immigration branch (free employment) of said department as now allowed by law, or as may hereafter be allowed by law, $2,000.00.

(d) For the purpose of paying for the stationery, printing, office supplies, equipment, telephone and telegraph bills, express, freight, and hauling charges and postage of said department, and traveling expenses of the commissioner, $5,300.00.

(e) For the purpose of paying all the expenses included in the field work of said department now permitted and allowed by law, or as may hereafter be authorized by law; for defraying the expenses of said department and collecting statistics as is now, or may hereafter be allowed by law; for paying special premiums which said department is now or may hereafter be authorized by law to pay, and for creating

an emergency and cooperative fund for the use of said department, as now or may hereafter be authorized by law, $15,700.00.

§ 9. Clerk Court of Appeals.—There is hereby appropriated out of the general expenditure fund for the benefit of the office of the Clerk of the Court of Appeals, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, printing, office supplies, janitor service and other expenses incident to the operation of said office, the sum of $18,500.00.

§ 10. Railroad Commission.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Railroad Commission, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the operation and maintenance of said department, the sum of $18,000.00.

§ 11. State Librarian.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Librarian, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, printing, books, stamps, office supplies and other costs incident to the operation and maintenance of said department as now provided by law, or as may hereafter be provided by law, the sum of $8,300.00.

§ 12. Department of Banking.—For the purpose of paying the expenses of the Department of Banking of the Commonwealth of Kentucky for the fiscal year ending June 30, 1925, there is hereby appropriated and ordered to be paid out of the fees realized from an examination of the sundry banks and building and loan associations as provided by law, the following sums for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies, $35,000.00.

(b) For the purpose of paying salaries, clerical help,

traveling expenses, printing, stamps and office supplies in the operation of the Blue Sky Department, there is hereby appropriated and ordered to be paid out of the fees collected under the provisions of the Blue Sky Department law, the sum of $9,000.00.

§ 13. State Board of Election Commissioners.—There is hereby appropriated out of the general expenditure fund for the benefit of the State Board of Election Commissioners, for the fiscal year ending June 30, 1925, for the purpose of paying salaries or clerical hire, printing, stamps and all necessary supplies, the sum of $610.00.

§ 14. Confederate Pension Department.—There are hereby appropriated out of the general expenditure fund for the benefit of the Confederate Pension Department, for the fiscal year ending June 3, 1925, the following sums for the following purposes:

(a) For salaries and clerical hire, $4,600.00.

(b) For the payment of pensions heretofore allowed, or that may hereafter be allowed, $315,000.00.

(c) For printing, stamps, office supplies and other expenses of operation, $1,900.00.

§ 15. Kentucky Confederate Home.—There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky Confederate Home, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the salaries of officers and employes, $14,550.00.

(b) For all expenses of operation and maintenance, $38,450.00.

§ 16. Fire Prevention and Rating Department.—For the purpose of administering the fire prevention and rating department, as now provided by law, and for the purpose of paying the salaries, including clerical help, and all other expenses incidental to the maintenance and operation of said department now allowed by law, or as may be hereafter al-

lowed by law, for the fiscal year ending June 30, 1925, there is hereby set aside and appropriated to the use of said department the amount allowed for that purpose by section 4 of chapter 16 of the Acts of 1920, same to be paid from the sources therein designated.

§ 17. Game and Fish Commission.—For the fiscal year ending June 30, 1925, there is hereby set aside and appropriated for the benefit of the Game and Fish Commission, to be expended by it for the purpose now allowed by law, or that may hereafter be allowed by law, all the fees and collections of all kind and character now collected by law, or that may hereafter be imposed by law for the benefit of said department.

§ 18. State Tax Commission.—There are hereby appropriated out of the general expenditure fund for the use and benefit of the State Tax Commission, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the purpose of paying all salaries, including clerical help, traveling expenses, printing, stamps, office supplies and other expenses incident to the operation and maintenance of said department as is now, or may hereafter be allowed by law, $75,000.00.

§ 19. Superintendent of Public Printing—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Superintendent of Public Printing, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, clerical help, traveling expenses, printing, stamps and office supplies, $2,000.00.

§ 20. State Inspector and Examiner.—There is hereby appropriated for the use and benefit of the Department of State Inspector and Examiner, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the maintenance and operation of said department, the sum of $15,800.00.

§ 21. Department of Motor Vehicles.—There is hereby appropriated out of the sums realized from licenses on motor vehicles, for the benefit of the Department of Motor Vehicles of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1925, not exceeding fifty cents (50c) for each motor vehicle registered under the provisions of the law regulating the registration of motor vehicles in the Commonwealth of Kentucky, same to be used for the payment of salaries, clerical hire, traveling expenses, printing, stamps, office supplies and license tags.

§ 22. Custodian of Public Buildings.—There are hereby appropriated out of the general expenditure fund for the benefit of the Custodian of Public Buildings, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For all salaries of custodian and other employes, $35,000.00.

(b) For repairs, supplies, permanent improvements of public buildings, and all other maintenance and operating expenses, including printing, stamps and office supplies, $60,000.00.

(c) For purchasing, installing and equipping a filtration plant, $15,000.00.

(d) For purchasing, installing and equipping a power plant, $25,000.00.

§ 23. Kentucky Historical Society.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky State Historical Society, for the fiscal year ending June 30, 1925, for the purpose of paying salaries of all officers and employes, including janitor, and all other expenses incident to the maintenance, operation and conduct of said department, the sum of $5,720.00.

§ 24. Insurance Department.—There is hereby set aside and appropriated to the use of the Insurance Department, for the fiscal year ending June 30, 1925, for the payment of salaries and all other expenses of maintenance and operation

of said department, as now provided by law, or as may hereafter be provided by law, all the fees and collections to which said department is now entitled by law, or may hereafter be entitled by law.

§ 25. Kentucky Library Commission.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Library Commission, for the fiscal year ending June 30, 1925, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, the sum of $7,500.00.

§ 26. State Board of Examiners of Trained Nurses.—For the use and benefit of the State Board of Examiners of Trained Nurses, for the fiscal year ending June 30, 1925, there is hereby set aside and appropriated for the purpose of paying all cost of maintenance and operation of said board, all the fees and other collections collected for the use and benefit of said board, as now provided by law, or as may hereafter be provided by law.

§ 27. State Live Stock Sanitary Board.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Live Stock Sanitary Board, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, the sum of $35,000.00.

§ 28. Workmen's Compensation Board.—For the use and benefit of the Workmen's Compensation Board, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and other expenses of the operation and maintenance of said board, as now provided by law, or as may hereafter be provided by law, there is hereby set aside and apporopriated all the funds now collected by law, or that may hereafter be collected by law, for the benefit of said Workmen's Compensation Board.

§ 29. Commissioners of the Sinking Fund.—There is hereby appropriated and set aside to the use of the Sinking Fund Commissioners, for the fiscal year ending June 30, 1925, the ad valorem taxes and other revenue as is now, or may hereafter be provided by law, to be used by said commissioners for th epurposes now authorized by law, or that may hereafter be authorized by law.

§ 30. Adjutant General.—Out of the general expenditure fund, as now provided by law, there are hereby appropriated for the benefit of the Adjutant General of the state, for use for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the payment of salaries and clerical hire, $15,586.00.

(b) For the payment of traveling expenses, maintenance and operation, supplies and repairs, including printing and postage necessary for the use of said department, $14,339.00.

(c) For maintenance of national guards at home stations, including cleaning and repairing of military equipment, expenses of camp instruction, freight, express and drayage, payment of officers of examining boards, costs of physical examinations, traveling expenses and all other expenses incident to the maintenance of the national guard at home stations, $7,170.00.

§ 31. Department of Mines and Mining.—There is hereby appropriated out of the general expenditure fund for the Department of Mines and Mining, for the fiscal year ending June 30, 1925, for the purpose of the payment of all salaries, clerical hire, traveling expenses allowed by law, printing, stamps, supplies and all other cost of maintenance and operation of said department, the sum of $25,000.00.

§ 32. State Printing Commission.—There is hereby appropriated to the State Printing Commission, for the purpose of paying for the necessary paper for use in state print-

ing, for the fiscal year ending June 30, 1925, in the manner now provided by law, the sum of $55,000.00.

§ 33. Morehead State Normal School.—For the purpose of paying for the maintenance and operation of the Morehead State Normal School, for the fiscal year ending June 30, 1925, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the state revenue the funds now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance and operation of said institution:

(a) There is also appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the use and benefit of said institution for the purpose of purchasing furniture, furnishings and fixtures, equipment of buildings, improvement of buildings, and water and sewerage system, the sum of $50,000.00.

(b) There is also set aside and appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the use and benefit of said institution for the purpose of repairing, erecting and equipping additional buildings for class rooms and library, the sum of $150,000.00.

§ 34. Murray State Normal School.—For the purpose of paying for the maintenance and operation of the Murray State Normal School, for the fiscal year ending June 30, 1925, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance ,express and drayage, telegraph and telephone, janitor service, library and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the state revenues the funds now authorized by law. or that may hereafter be authorized by law in the distribution of the state revenues, for the maintenance and operation of said institution.

(a) There is also set aside and appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the purpose of purchasing furniture, furnishings and fixtures, equipment of buildings, construction of roadways and walks, improvement and development of grounds, and installation of water and sewerage systems, $50,000.00.

(b) There is also appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the use and benefit of said institution, for the purpose of erecting, providing and equipping general class rooms and administrative buildings, the sum of $150,000.00.

§ 35. Board of Charities and Corrections.—There are hereby appropriated out of the general expenditure fund for the use of the State Board of Charities and Corrections in charge of the charitable, correctional and penal institutions of the Commonwealth of Kentucky, for the necessary expenditures for the fiscal year ending June 30, 1925, the following amounts for the following purposes:

(a) For the purpose of paying the salaries, clerical hire, traveling expenses, printing, stamps and necessary supplies for said State Board of Charities and Corrections, and the cost of operation, maintenance, improvements, repairs and all operating expenses for the fiscal year ending June 30, 1925, for the State Reformatory at Frankfort, State Penitentiary at Eddyville, Western State Hospital for the Insane at Hopkinsville, Central State Hospital for the Insane at Lakeland, Eastern State Hospital for the Insane at Lexington, Feeble-Minded Institute at Frankfort and the Houses of Reform, $1,150,000.00.

(b) For the same purposes in addition to the said sum of $1,150,000.00, there is hereby appropriated to the said State Board of Charities and Corrections all receipts of every character and kind realized by the said board in the operation of each and every institution under the control and supervision of said State Board of Charities and Corrections, including the receipts realized by the said board from the

operation of convict road camps, provided that all receipts of every character and kind realized by said board in the operation of each and every institution under its control and supervision, shall be paid into the state treasury and warrants drawn upon said receipts through the Auditor of Public Accounts in paying out said sums; provided, no part of this appropriation shall be used for the construction of permanent buildings.

§ 36. Department of Public Roads.—For the purpose of paying all the costs of operation and maintenance of the Department of Public Roads, and for carrying on its activities for the fiscal year ending June 30, 1925, there is hereby set aside and appropriated to the Department of Public Roads all the funds now realized out of the state revenues now authorized by law, or that may hereafter be authorized by law, in the distribution of the state revenue, for the construction, maintenance and repair of roads, or any additional or other revenues that may be imposed by law for the exclusive benefit of public roads; and all funds realized from the automobile license and gasoline taxes now collected by law, or that may hereafter be imposed or collected by law, for the benefit of said department in its activities. Out of said funds so realized and collected for said fiscal year there is appropriated and authorized to be paid for the purpose of paying the salaries of the Commissioner of Public Roads and all persons employed in the central office, all salaries of division engineers, all costs of inspection and supervision, and the traveling expenses of all persons authorized under the law to draw same, together with all other expenses incurred in the maintenance and operation of said department, exclusive of money actually spent in the construction of roads, the sum of $250,000.00.

Said sums shall be so distributed and expended for said purposes herein enumerated as in the judgment of the State Highway Commission, may be best for the efficient operation of the department and the carrying on of its activities, but

not more than $65,000.00 of said $250,000.00 shall be expended for salaries and expenses of the central office, including salary and expenses of the State Highway Engineer. All of the fund appropriated by this section, exclusive of said $250,000.00 shall be used exclusively by said department for the construction, reconstruction, maintenance and repair of public roads, and for the purpose of paying the interest and creating a sinking fund for the liquidation of state bonds issued for roads and other purposes.

§ 37. University of Kentucky.—There are hereby appropriated and set aside out of the funds and from the sources hereinafter designated, for the use and benefit of the University of Kentucky, for the fiscal year ending June 30, 1925, the following sums from the following funds and sources and for the following purposes:

(a) For the purpose of paying salaries and all other expenses of maintenance and operation of the Division of Colleges of the University of Kentucky in the manner now authorized by law, or as may hereafter be authorized by law, there is set aside and appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the purpose of he maintenance and operation of said institution.

(b) For the purpose of paying for the cost of maintenance and operation of the Experiment Station of the University of Kentucky for said fiscal year, as now authorized by law, or as may hereafter be authorized by law, there is appropriated out of the general expenditure fund the sum of $50,000.00.

(c) For the purpose of paying all the cost of the maintenance and operation of the Extension Division of the University of Kentucky for said fiscal year in the manner now authorized by law, or as may hereafter be authorized by law, there is hereby appropriated out of the general expenditure fund the sum of $142,241.30,

(d) For agricultural instruction, the same to be paid out of the general fund, $30,000.00.

(e) For the purpose of paying the Experiment Station of the University of Kentucky for making all analyses for the State Board of Health under the provisions of chapter 65 of the Acts of 1918, and for making all analyses requested by any other department of the state government, to be paid in equal monthly installments, the sum of $18,000.00.

§ 38. State Board of Health.—There are hereby appropriated out of the general expenditure fund for the use of the State Board of Health, for the fiscal year ending June 30, 1925, the following amounts to be used for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other operating expenses, $60,000.00.

(b) For the prevention of venereal diseases, $15,000.00.

(c) For the prevention and treatment of trachoma, $15,000.00.

(d) For the prevention and treatment of tuberculosis, $10,000.00.

(e) For the protection of the health of mothers and children in accordance with section 3, chapter 120 of the Acts of 1920, to be spent in cooperation with the federal government, and in connection with funds received from the federal government, $21,298.84.

(f) For the payment of the balance on the purchase price of the State Board of Health building at Sixth and Main streets, Louisville, Kentucky, $4,760.58. Provided the payment of this sum of $4,760.58 shall not be made until this sum will pay in full the indebtedness against this property and the title thereto has been approved by the Attorney General.

§ 39. Eastern Kentucky State Normal School and Teachers College.—There is hereby appropriated out of the state revenue now authorized by law, or that may hereafter

be authorized by law in the distribution of the state revenue, for the maintenance and operation of the Eastern Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year.

§ 40. Western Kentucky State Normal School and Teachers College.—There is hereby appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance and operation of the Western Kentucky State Normal and Teachers College, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year.

(a) There is also appropriated out of the general expenditure fund for the said fiscal year for the use and benefit of said institution for making the payment of one-half of debt due by said institution upon deficit, the sum of $30,000.00.

§ 41. State Board of Agriculture.—There are hereby appropriated out of the general expenditure fund, for the use of the State Board of Agriculture, for the Kentucky State Fair, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For salaries, traveling expenses, maintenance and operation, $10,000.00.

(b) For premiums for the Kentucky State Fair, $15,000.00.

(c) For the purpose of erecting and equipping sanitary rooms for the convenience of patrons of the State Fair, $10,000.00.

(d) For the purpose of meeting other necessary expenses for the conduct of the Kentucky State Fair, including additional premiums, all sums realized by the State Board

of Agriculture from the sales of concessions, admissions, advertising, entry fees, stall rents, exhibitors' tickets, rent of buildings and grounds, and from pavilion, grandstand and midway show receipts, are hereby appropriated to the State Board of Agriculture for the use and benefit of the Kentucky State Fair.

§ 42. Kentucky Geological Survey.—There are hereby appropriated out of the general expenditure fund for the Kentucky Geological Survey, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the purpose of making geological, chemical, technical, soil and other investigations authorized by the provisions of chapter 34 of the Acts of 1920, for the purpose of paying all salaries, including the salary of the Director and State Geologist, field expenses, clerical expenses, clerical assistance, laboratory, field equipment, supplies, freight charges, and all necessary miscellaneous items of permanent improvement to the property and effects of the Kentucky Geological Survey, and for the purpose of paying for all office expenses, printing and traveling expenses, $23,000.00.

(b) For the purpose of making topographical surveys in cooperation with the United States Geological Survey, as provided by chapter 34 of the Acts of 1920, $17,500.00.

No part of the appropriation of $17,500.00 herein provided for shall be used for the purpose of paying any of the office expenses of this department.

§ 43. Kentucky Children's Home Society for White Children.—There are hereby appropriated out of the general expenditure fund for the use of the Kentucky Children's Home Society for White Children, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the purpose of paying all salaries and every other expense incident to the operation and maintenance of said department as now, or that may hereafter be provided by law, $70,000.00.

(b) For the purpose of extinguishing the deficit here-

tofore incurred in the operation of said institution, $10,000.00.

§ 44. Kentucky Children's Home Society for Colored Children.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Children's Home Society for Colored Children, for the fiscal year ending June 30, 1925, for the purpose now authorized by law, or for such other purposes as may be hereafter provided by law, the sum of $20,000.00.

(a) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $4,000.00.

§ 45. Kentucky Normal and Industrial Institute for Colored Persons.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Normal and Industrial Institute for Colored Persons, for the fiscal year ending June 30, 1925, for the payment of salaries and all other expenses incident to the maintenance and operation of said department as now provided by law, or as may hereafter be provided by law, the sum of $40,000.00.

§ 46. Kentucky Institution for the Education of the Blind.—There are hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky School for the Blind, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the colored department of the Kentucky School for the Blind, $60,000.00.

(b) For the payment of salaries and all other expenses incident t othe maintenance and operation of the colored department of the Kentucky School for the Blind, the sum of $9,500.00.

(c) For the education and vocational training of the adult blind of Kentucky, to be expended in the manner and for the purpose now provided by law, or as may hereafter be provided by law, $20,000.00.

§ 47. Kentucky School for the Deaf.—There is hereby appropriated out of the general expenditure fund for the benefit of the Kentucky School for the Deaf, for the fiscal year ending June 30, 1925, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the department for white children, $135,000.00.

(b) For salaries and all expenses incident to the operation and maintenance of the department for colored children, $9,000.00.

§ 48. Vocational Educational Board.—There are hereby appropriated for the use and benefit of the Vocational Educational Board of Kentucky, for the fiscal year ending June 30, 1925, the following sums out of the following named funds and for the following named purposes:

(a) For the purpose of carrying on teacher training instruction in the State of Kentucky under the provisions of chapter 7 of the Acts of 1918, there is hereby appropriated out of the general expenditure fund, $24,987.00.

(b) For the purpose of paying all the cost of inspection and supervision of courses in teacher training under the provisions of chapter 7 of the Acts of 1918, there is appropriated out of the general expenditure fund, $2,500.00.

(c) For the purpose of the promotion of vocational rehabilitation of persons disabled in industry or otherwise, and their return to civil employment, there is hereby appropriated out of the excess of the funds collected from the tax on premiums paid to insurance carriers writing compensation insurance in Kentucky not required for the maintenance of the Workmen's Compensation Board, not to exceed the sum of $22,955.00.

§ 49. Visiting County Nurses.—There is hereby appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the purpose of contributing to the compensation of visiting nurses under the

provisions of section 4 of chapter 51 of the Acts of 1918, the sum of $7,500.00. Said sum is to be paid out only in the manner and for the purposes set out in said chapter 51 of the Acts of 1918.

§ 50. West Kentucky Industrial College, Paducah, Kentucky.—There is appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1925, for the use and benefit of the West Kentucky Industrial College at Paducah, Kentucky, for the purpose of erecting, constructing and equipping a boys' dormitory, the sum of $10,500.00, provided that no part of this appropriation shall be paid to the governing authorities of said institution until the said governing authorities have received gifts and donations of an equivalent amount, and have deposited same in a bank and a certificate of said bank showing said deposit has been filed with the Auditor of Public Accounts.

§ 51. Miscellaneous.—In order to meet and provide for the payment for the fiscal year ending June 30, 1925, of the sums necessary to pay the costs of suits, attorneys' fees, conveyance of lunatics to the various asylums for the insane, commissions on fines and forfeitures, compensation for county tax commissioners, as now provided by law, costs of criminal prosecutions, amounts due the various clerks of the Commonwealth for their services and authorized to be paid out of the state treasury, cost and distribution of public books, express charges not otherwise provided for in this act; the cost of the care of graves in the Frankfort cemetery, as allowed by law; the yearly allowances made to idiots by the various circuit courts of the Commonwealth; interest on outstanding warrants or on warrants that may hereafter be issued; the per diem compensation for the jury commissioners of the various counties of the Commonwealth; the per centum of Jefferson county fees refunded to the various officers of Jefferson county, as now authorized by law; the sums allowed by law for the law library of the Commonwealth, to cover all moneys that may be required to be re-

funded as now provided by law, or as may hereafter be provided by law; the cost of public books, including record books, compensation of the various county boards of supervisors; any and all rewards authorized by law, and any and all exonerations allowed to the sheriff by law; any and all amounts authorized by law to be paid to the trustee of the jury fund of the various counties of the Commonwealth, and any other general expenditures now allowed by law and payable out of the general expenditure fund of the Commonwealth, the Auditor is authorized and directed to draw his warrant for the amount due, and the Treasurer is authorized to pay the same, in the manner now authorized by law for the payment of such claims. For the purpose of paying all costs of operation of the legislative department of the state government, and of the judicial department of the state government, the common school system and salaries of Commonwealth's attorneys for the fiscal year ending June 30, 1925, and not specifically provided for in this act, the Auditor of Public Accounts is authorized and directed to draw his warrant and the Treasurer to pay same in the manner now provided by law for the payment of such claims.

§ 52. Each section of this act appropriating money is designed to be a separate and distinct appropriation, and in event any appropriation made is held to be unauthorized by law, it shall in no wise affect the other appropriations provided for in this act.

§ 53. No officer or employe of the state, or any of the departments, boards, commissions or agencies of the state government provided for in this act shall be allowed any expense incurred in trips outside of Kentucky except on official business, and then only after a request to make such trips has been filed in writing with the Commissioners of the Sinking Fund and authority to make same has been approved by the said Commissioners of the Sinking Fund.

Mr. Nelson moved that the House do now resolve itself

into the Committee of the Whole for the purpose of considering said bill section by section.

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Vance as Chairman of the Committee of the Whole.

The hour of twelve o'clock meridian having arrived, that being the regular hour for the recess of the House under a resolution heretofore adopted,

The Speaker having resumed the Chair, Mr. Vance, of the Committee of the Whole, reported progress.

Mr. Simons indicated the hour for recess.

And then the House recessed.

AFTERNOON SESSION.

The hour of one o'clock p. m. having arrived, the Speaker resumed the Chair and called the House or order.

Mr. Nelson moved that the House do now resolve itself into the Committee of the Whole for the purpose of resuming consideration of

H. B. 534. (For title see Journal of today.)

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Vance as Chairman of the Committee of the Whole.

After a time, the Speaker having resumed the Chair, Mr. Vance, of the Committee of the Whole, reported that they had had under consideration the bill aforesaid, and that they had

reached a conclusion thereon to report same with sundry amendments thereto.

Said amendments are as follows, viz.:

Amend H. B. 534 by striking the last paragraph of section 42 thereof, lines 17 to 19, inclusive, on page 16 of the printed bill, and inserting in lieu thereof the following:

"Not more than ten per cent of the above $17,500 appropriation shall be used for the administration of that fund."

Amend H. B. 534 by striking out of lines 10, 11 and 12, on page 15 of the printed bill, the following words and figures: "making the payment of one-half of debt due by said institution upon deficit, the sum of $30,000," and inserting in lieu thereof the following words and figures: "The payment of one-half of the cost of the construction of a general class room building $100,000."

Amend H. B. 534 by striking out in line 7 of section 38, subsection a, page 14 of printed bill, the figures $60,000.00 and substituting in lieu thereof the figures $70,000.00.

Amend H. B. 534, section 37, on page 14, after line 30, by adding subsection 37b thereto:

Section 37b. For the purpose of supplementing fund now on hand to erect chemistry building, $45,000.00.

Said amendments were each and severally agreed to.

Mr. Duffy offered the following amendment to said bill, viz.:

Amend H. B. 534, section 38, by striking out all of line 8b and by striking out all of lines 11-t, 12, 13 and 14.

Said amendment was disagreed to.

Mr. Leon P. Lewis offered the following amendment to said bill, viz.:

Amend H. B. 534 by striking from section 43 all of subsection (b) thereof, being lines 9 and 10 of page 17 of the printed bill.

Said amendment was disagreed to.

Mr. Leon P. Lewis offered the following amendment to said bill, viz.:

Amend H. B. 534 by striking from section 44 thereof all of subsection (a), being lines 7 and 8, on page 17 of the printed bill.

Said amendment was disagreed to.

Mr. Vaughan offered the following amendment to said bill, viz.:

Amend H. B. 534 by striking out figures $18,000, in line 29 of subsection (e) of section 37, on page 14, and inserting in lieu thereof the figures $30,000.

Said amendment was disagreed to.

Mr. Bush moved the previous question.

The Speaker announced: "Shall the main question be now put?"

The question being taken thereon it was decided in the affirmative.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker
A. J. Baldridge
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. L. Drury
Wm. M. Duncan
D. E. Edwards
H. M. Fultz
O. C. Gartin
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
Leroy Lewis
J. T. Linton
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
Chas. A. Nelson
E. E. Palmore
J. J. Patterson
J. F. Reed
J. E. Robbins
G. W. Shadoan
Lee L. Simons
W. M. Simpson
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

Those who voted in the negative were—

J. H. Baughman	J. O. Evans	H. A. Pulliam
Allen B. Cammack	L. J. Jeter	A. W. Stamper
E. J. Doss	J. Will McFarlin	
H. C. Duffy	F. V. Nunnelly	

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Resolved, that the title thereof be as aforesaid.

Mr. Nelson moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Cushing moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, FEBRUARY 29, 1924.

The House was opened with prayer by the Reverend W. P. Fryman, of the Methodist Episcopal church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	Homer Beliles	W. B. Bush
W. B. Ardery	C. W. Bennett	Allen B. Cammack
T. H. Baker	J. E. Bickett	J. G. Campbell
A. J. Baldridge	S. A. Blackburn	R. J. Cain
J. H. Baughman	W. M. Boling	Sherman Chasteen
L. D. Bax	J. F. Bosworth	Lee Clark
W. B. Belknap	W. J. Brandenburg	Sam Cole

F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
F. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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The reading of the Journal of yesterday's proceedings was dispensed with.

Mr. Golden, of the Committee on Enrollments, reported that they had examined and found correctly enrolled, bills and a resolution of the following titles, viz.:

S. B. 61. An act to amend section 5 of chapter 17, Acts of the General Assembly of Kentucky, 1920, which is now section 4356t-5, Kentucky Statutes, Carroll's 1922 edition, the same relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of same.

S. B. 18. An act to change and fix time of terms of courts in the Tenth Judicial District.

S. Res. 11. Joint Resolution providing for the purchase of copies of the Legislative Digest, adopted at the session of 1922 as the official publication for the General Assembly and certain officials.

H. B. 251. An act to amend and re-enact sections 112-3 and 112-4, Kentucky Statutes, Carroll's edition, 1922, relating to the office of the Attorney General, his assistants and clerical employes, and providing for their compensation and expenses when called on business from the Capitol, abolishing the office of Chief Law Clerk and creating in lieu thereof the office of Fourth Assistant Attorney General and fixing his salary.

Thereupon all other business was suspended and said bills and resolutions were severally read at length and compared in open session and in the presence of the House and found to be correctly enrolled. Thereupon the Speaker of the House, in the presence of the House, and in open session, affixed his signature thereto.

Ordered, that the Senate bills and resolution be delivered into the possession of the Enrolling Clerk of the Senate.

Ordered, that the Enrolling Clerk of this House deliver said House bill to the Senate.

After a time the Enrolling Clerk of the House delivered the original and enrolled copy of said bill, duly signed by the President of the Senate into the possession of the Chief Clerk.

Ordered, that the Chief Clerk deliver said bill to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

S. B. 284. An act to amend chapter 17 of the Acts of 1920, approved March 16, 1920, entitled, "An act relating to roads and bridges, creating the Department of State Roads and Highways, providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provisions of the federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for cooperative work with the United States government; providing for the payment of the state's part of the construction of state aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of state highways and providing for their construction and maintenance; providing for the obtaining of rights of ways and naming cities and towns from which construction shall commence; and repealing subsections 1, 2, 4, 5, 6 and 7 of section 4356t, Kentucky Statutes, edition 1915; also repealing section 4356u and subsections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25 of section 4356x, Kentucky Statutes, edition 1915, and the supplement to said edition known as vol. 3, repealing any other act or acts in conflict herewith," by adding thereto and to the primary system of roads, thereby establishing a road project extending from Stanton, the county seat of Powell county, Kentucky, by the

way of Clay City, Kentucky, to Mt. Sterling, the county seat of Montgomery county, Kentucky.

S. B. 316. An act relating to roads and bridges.

S. B. 311. An act to amend section 5, project 32, of chapter 17, Acts of the General Assembly of 1920.

S. B. 334. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project 10-A.

S. B. 338. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No. 2½-A.

S. B. 191. An act to amend chapter 17 of the Acts of the General Assembly of 1920 relating to roads and bridges.

S. B. 253. An act establishing and making the road leading from Owensboro via Sorgho, West Louisville, St. Joseph and Beech Grove to Dixon a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project —.

S. B. 329. An act establishing the road leading from Glencoe to Napoleon, South Fork, Beaver and Richwood.

S. B. 326. An act establishing the road leading from project 49, at the Brissie road, to project 5, by Harris Musselman's, via Sweet Owen, Needmore, Holbrook and Lawrenceville.

S. B. 325. An act establishing a road leading from Longridge to Williamstown by Jonesville, Stewartsville to Williamstown.

S. B. 319. An act establishing a road leading from Covington, Kenton county, Kentucky, via Decoursey, Whitestower, Nicholson, Walton, Florence, Curlington, Bellevue, Petersburg, Inlewild, Bullitsville, Hebron, Constance, Fairview, Bromley, and Ludlow to Covington, in Kenton county, Kentucky.

S. B. 307. An act adding a part of the Dixie Highway to the primary system of state highways.

S. B. 332. An act to repeal and re-enact 2 paragraph, section 5, chapter 17, Acts of 1920, same being 2 paragraph, section 4356t-5, Kentucky Statutes, 1922, of roads and highways.

S. B. 328. An act to amend chapter 17 of the Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920, relating to roads and bridges and creating a primary system of state highways by giving a more definite routing of that portion of the state highway system as named in said act in project 14, which leads "from Morgantown to Munfordsville, via Brownsville and Mammoth Cave."

S. B. 327. An act establishing a road running from Rocky Hill, Edmonson county, Kentucky, to Dixie Highway, at Fred Moore's place, as a state primary road and designating said road as project No. —.

S. B. 342. An act establishing a road leading from project 9, at Mayfield, Graves county, Kentucky, to and intersecting with project 7 at Clinton, Hickman county, Kentucky, and to be designated as project 7a.

S. B. 341. An act to establish a road leading from project 9, at Mayfield, Graves county, Kentucky, south to the Tennessee-Kentucky state line at Dukedom, Tennessee, to connect with the highway system of the state of Tennessee, in Weakley county, Tennessee, with a highway state system leading north from Fresden, the county seat of Weakley county, to Dukedom, Tennessee, in the Kentucky-Tennessee state line, to be designated as project 9a of the primary system of state highways.

S. B. 309. An act to amend project 63 of section 4356t-5, Kentucky Statutes, Carroll's edition, 1922, establishing a primary system of state highways.

S. B. 300. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920 by adding thereto as project —, extending from Princeton, Caldwell county, to Dixon, Webster county, via Farmersville, Flat Rock, Creswell and Shade Grove, Caldwell county, to Dixon, Webster county, via Providence, Webster county.

S. B. 268. An act adding project 51½ to the primary system of state highways, established by Acts of 1920.

S. B. 279. An act to amend chapter 17, Acts of 1920 of the General Assembly of Kentucky, relating to roads and bridges.

S. B. 349. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Lancaster to Danville, via Hedgeville.

S. B. 350. An act relating to roads and bridges, and

amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Lancaster to Nicholasville, via Buckeye.

S. B. 152. An act defining size of type to be used in printed portion of a recordable instrument.

S. B. 123. An act to repeal and re-enact sections 2, 3 and 7 of an act concerning conveyance, approved March 22, 1910, being sections 502, 503 and 504 of chapter 29 of the Kentucky Statutes, etc.

S. B. 134. An act to permit mutual fire or windstorm insurance companies and cooperative and assessment fire or windstorm insurance companies organized under the laws of the State of Kentucky to make re-insurance treaties or re-insurance contracts, and to cede to or accept from other insurance companies or other insurers insurance or re-insurance

S. B. 145. An act empowering burial or cemetery associations to condemn sufficient land for burial and cemetery purposes and extending to such association the right of eminent domain, and empowering said association to condemn within three miles of any city of the first, second, third or fourth class, land sufficient for the needs of said community.

Said bills were ordered to be printed and referred to Committee on Rules.

Mr. Harry Miller moved that when the House adjourn today it adjourn to meet again on Monday, March 3, 1924 at one o'clock p. m.

Said motion was agreed to.

Mr. Harry Miller moved that the vote by which the House agreed that when it adjourn today it adjourn to meet again on Monday, March 3, at one o'clock p. m., be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Orders of the Day the Special Order of the Day, to-wit, a bill entitled:

H. B. 535. An act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1926; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Executive Department.—There are hereby appropriated out of the general expenditure fund for the Executive Department of the state government, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For salary of the Governor, private secretary and stenographic help and other employes, $13,970.00.

(b) For contingent and maintenance fund, $6,000.00.

(c) For printing, stamps, office supplies and operation of the department, $1,900.00.

§ 2. Lieutenant Governor.—There is hereby appropriated out of the general expenditure fund for the use and

benefit of the Lieutenant Governor, for the fiscal year ending June 30, 1926, for the purpose of paying clerical hire and other expenses, the sum of $2,500.00.

§ 3. Secretary of State.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Department of Secretary of State, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, clerical help, porter, printing, stamps, office supplies and all other expenses incident to the operation of said department, the sum of $18,300.00.

§ 4. Attorney General.—There is hereby appropriated out of the general expenditure fund for the use of the Attorney General's Department of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For salaries of the Attorney General, Assistant Attorneys General and law clerks, $15,800.00.

(b) For stenographic help, the salaries to be determined by the Attorney General, $6,600.00.

(c) For necessary traveling expenses of the department when engaged in the state's business, printing, stamps, and office supplies, $1,250.00.

§ 5. Auditor of Public Accounts.—There are hereby appropriated out of the general expenditure fund for the use of the Department of the Auditor of Public Accounts of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1926, as hereinafter set out, the following sums for the following purposes:

(a) For salaries and clerical hire, $35,000.00.

(b) For printing, stamps, office supplies and necessary traveling expenses, $4,000.00.

§ 6. State Treasurer.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Treasurer's Department, for the fiscal year ending June 30, 1926, for the purpose of paying salaries, clerical help, printing, stamps, supplies and all other expenses inci-

dent to the maintenance and operation of said department, the sum of $15,000.00.

§ 7. Superintendent of Public Instruction.—There is hereby appropriated out of the public school fund of the state for the use and benefit of the Department of the Superintendent of Public Instruction, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, as now fixed by law, or may hereafter be fixed by law, for all necessary clerical, stenographic and professional assistance in said department, the sum of $50,000.00.

§ 8. Department of Agsiculture, Labor and Statistics. —There are hereby appropriated out of the general expenditure fund for the use of the Department of Agriculture, Labor and Statistics, for the fiscal year ending June 30, 1926, the following amounts for the following purposes:

(a) For the purpose of paying all the salaries and clerical hire for said department, $13,500.00.

(b) For the purpose of paying per diem, traveling expenses and other expenses now allowed by law to the State Board of Agriculture, $4,500.00.

(c) For the purpose of paying all the expenses of the immigration branch (fee employment) of said department as now allowed by law, or as may hereafter be allowed by law, $2,000.00.

(d) For the purpose of paying for the stationery, printing, office supplies, equipment, telephone and telegraph bills, express, freight and hauling charges and postage of said department, and traveling expenses of the commissioner, $5,-300.00.

(e) For the purpose of paying all the expenses included in the field work of said department now permitted and allowed by law, or as may hereafter be authorized by law, for defraying the expenses of said department and collecting statistics as is now, or may hereafter be allowed by law; for paying special premiums which said department is now or may hereafter be authorized by law to pay; and

for creating an emergency and cooperative fund for the use of said department, as now or may hereafter be authorized by law, $15,700.00.

§ 9. Clerk Court of Appeals.—There is hereby appropriated out of the general expenditure fund for the benefit of the office of the Clerk of the Court of Appeals, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, printing, office supplies, janitor service and other expenses incident to the operation of said office, the sum of $18,500.00.

§ 10. Railroad Commission.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Railroad Commission, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the operation and maintenance of said department, the sum of $18,000.00.

§ 11. State Librarian.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Librarian, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, printing, books, stamps, office supplies and other costs incident to the operation and maintenance of said department as now provided by law, or as may hereafter be provided by law, the sum of $8,300.00.

§ 12. Department of Banking.—For the purpose of paying the expenses of the Department of Banking of the Commonwealth of Kentucky for the fiscal year ending June 30, 1926, there is hereby appropriated and ordered to be paid out of the fees realized from an examination of the sundry banks and building and loan associations as provided by law, the following sums for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps and office supplies, $35,000.00.

(b) For the purpose of paying salaries, clerical help,

traveling expenses, printing, stamps and office supplies in the operation of the Blue Sky Department, there is hereby appropriated and ordered to be paid out of the fees collected under the provisions of the Blue Sky Department law, the sum of $9,000.00.

§ 13. State Board of Election Commissioners.—There is hereby appropriated out of the general expenditure fund for the benefit of the State Board of Election Commissioners, for the fiscal year ending June 30, 1926, for the purpose of paying salaries or clerical hire, printing, stamps and all necessary supplies, the sum of $610.00.

§ 14. Confederate Pension Department.—There are hereby appropriated out of the general expenditure fund for the benefit of the Confederate Pension Department, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For salaries and clerical hire, $4,600.00.

(b) For the payment of pensions heretofore allowed, or that may hereafter be allowed, $315,000.00.

(c) For printing, stamps, office supplies and other expenses of operation, $1,900.00.

§ 15. Kentucky Confederate Home.—There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky Confederate Home, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the salaries of officers and employes, $14,550.00.

(b) For all expenses of operation and maintenance, $35,450.00.

§ 16. Fire Prevention and Rating Department.—For the purpose of administering the fire prevention and rating department, as now provided by law, and for the purpose of paying the salaries, including clerical help, and all other expenses incidental to the maintenance and operation of said department now allowed by law, or as may be hereafter al-

lowed by law, for the fiscal year ending June 30, 1926, there is hereby set aside and appropriated to the use of said department the amount allowed for that purpose by section 4 of chapter 16 of the Acts of 1920, same to be paid from the sources therein designated.

§ 17. Game and Fish Commission.—For the fiscal year ending June 30, 1926, there is hereby set aside and appropriated for the benefit of the Game and Fish Commission, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, all the fees and collections of all kind and character now collected by law, or that may hereafter be imposed by law for the benefit of said department.

§ 18. State Tax Commission.—There are hereby appropriated out of the general expenditure fund for the use and benefit of the State Tax Commission, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the purpose of paying all salaries, including clerical help, traveling expenses, printing, stamps, office supplies and other expenses incident to the operation and maintenance of said department as is now, or may hereafter be allowed by law, $80,000.00.

§ 19. Superintendent of Public Printing.—There is hereby appropriated out of the general expenditure fund, for the use and benefit of the Superintendent of Public Printing, for the fiscal year ending June 30, 1925, for the purpose of paying all salaries, clerical help, traveling expenses, printing, stamps and office supplies, $2,000.00.

§ 20. State Inspector and Examiner.—There is hereby appropriated for the use and benefit of the Department of the State Inspector and Examiner, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, office supplies and all other expenses incident to the maintenacne and operation of said department, the sum of $15,800.00.

§ 21. Department of Motor Vehicles.—There is hereby appropriated out of the sums realized from licenses on motor vehicles, for the benefit of the Department of Motor Vehicles of the Commonwealth of Kentucky, for the fiscal year ending June 30, 1926, not exceeding fifty (50c) cents for each motor vehicle registered under the provisions of the law regulating the registration of motor vehicles in the Commonwealth of Kentucky, same to be used for the payment of salaries, clerical hire, traveling expenses, printing, stamps, office supplies and license tags.

§ 22. Custodian of Public Buildings.—There are hereby appropriated out of the general expenditure fund for the benefit of the Custodian of Public Buildings, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For all salaries of custodian and other employes, $35,000.00.

(b) For repairs, supplies, permanent improvements of public buildings, and all other maintenance and operating expenses, including printing, stamps and office supplies, $32,000.00.

§ 23. Kentucky State Historical Society.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky State Historical Society, for the fiscal year ending June 30, 1926, for the purpose of paying salaries of all officers and employes, including janitor, and all other expenses incident to the maintenance, operation and conduct of said department, the sum of $5,720.00.

§ 24. Insurance Department.—There is hereby set aside and appropriated to the use of the Insurance Department, for the fiscal year ending June 30, 1926, for the payment of salaries and all other expenses of maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, all the fees and collections to which said department is now entitled by law, or may hereafter be entitled by law.

§ 25. Kentucky Library Commission.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Library Commission, for the fiscal year ending June 30, 1926, to be expended by it for the purposes now allowed by law, or that may hereafter be allowed by law, the sum of $7,500.00.

§ 26. State Board of Examiners of Trained Nurses.—For the use and benefit of the State Board of Examiners of Trained Nurses, for the fiscal year ending June 30, 1926, there is hereby set aside and appropriated for the purpose of paying all cost of maintenance and operation of said board, all the fees and other collections collected for the use and benefit of said board, as now provided by law, or as may hereafter be provided by law.

§ 27. State Live Stock Sanitary Board.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the State Live Stock Sanitary Board, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses incident to the maintenance and operation of said department, as now provided by law, or as may hereafter be provided by law, the sum of $35,000.00.

§ 28. Workmen's Compensation Board.—For the use and benefit of the Workmen's Compensation Board, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and other expenses of the operation and maintenance of said board, as now provided by law, or as may hereafter be provided by law, there is hereby set aside and appropriated all the funds now collected by law or that may hereafter be collected by law, for the benefit of said Workmen's Compensation Board.

§ 29. Commissioners of the Sinking Fund.—There is hereby appropriated and set aside to the use of the Sinking Fund Commissioners, for the fiscal year ending June 30,

1926, the ad valorem taxes and other revenue as is now, or may hereafter be provided by law, to be used by said commissioners for the purposes now authorized by law, or that may hereafter be authorized by law.

§ 30. Adjutant General.—Out of the general expenditure fund, as now provided by law, there are hereby appropriated for the benefit of the Adjutant General of the state, for use for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the payment of salaries and clerical hire, $15,586.00.

(b) For the payment of traveling expenses, maintenance and operation, supplies and repairs, including printing and postage necessary for the use of said department, $14,339.00.

(c) For maintenance of national guards at home stations, including cleaning and repairing of military equipment, expenses of camp instruction, freight, express and drayage, payment of officers of examining boards, costs of physical examinations, traveling expenses and all other expenses incident to the maintenance of the national guard at home stations, $7,170.00.

§ 31. Department of Mines and Mining.—There is hereby appropriated out of the general expenditure fund for the Department of Mines and Mining, for the fiscal year ending June 30, 1926, for the purpose of the payment of all salaries, clerical hire, traveling expenses allowed by law, printing, stamps, supplies and all other cost of maintenance and operation of said department, the sum of $25,000.00.

§ 32. State Printing Commission.—There is hereby appropriated to the State Printing Commission, for the purpose of paying for the necessary paper for use in state printing, for the fiscal year ending June 30, 1926, in the manner now provided by law, the sum of $55,000.00.

§ 33. Morehead State Normal School.—For the purpose of paying for the maintenance and operation of the

Morehead State Normal School, for the fiscal year ending June 30, 1926, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library, and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the state revenue the funds now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance an doperation of said institution:

(a) There is also appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the use and benefit of said institution for the purpose of erecting, repairing buildings, and installing the central heating and power plant, and the extension of water and sewerage system, the sum of $75,000.00.

(b) There is also set aside and appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the use and benefit of said institution for the purpose of repairing buildings and erecting and equipping a girl's dormitory, $125,000.00.

§ 34. Murray State Normal School.—For the purpose of paying for the maintenance and operation of the Murray State Normal School, for the fiscal year ending June 30, 1926, for instruction, extension work, traveling expenses, fuel, light, printing, postage, insurance, express and drayage, telegraph and telephone, janitor service, library and other general and miscellaneous supplies and operating expenses, there is set aside and appropriated out of the state revenues the funds now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenues, for the maintenance and operation of said institution.

(a) There is also set aside and appropriated out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the purpose of purchasing furniture, furnish-

ings and fixtures, improvements, repair and enlargement of buildings and extension of water and sewerage systems, $50,000.00.

(b) There is also appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the use and benefit of said institution, for the purpose of erecting and equipping a girl's dormitory, the sum of $150,000.00.

§ 35. Board of Charities and Corrections.—There are hereby appropriated out of the general expenditure fund for the use of the State Board of Charities and Corrections in charge of the charitable, correctional and penal institutions of the Commonwealth of Kentucky, for the necessary expenditures for the fiscal year ending June 30, 1926, the following amounts for the following purposes:

(a) For the purpose of paying salaries, clerical hire, traveling expenses, printing, stamps and necessary supplies for said State Board of Charities and Corrections, and the cost of operation, maintenance, improvements, repairs and all operating expenses for the fiscal year ending June 30, 1926, for the State Reformatory at Frankfort, State Penitentiary at Eddyville, Western State Hospital for the Insane at Hopkinsville, Central State Hospital for the Insane at Lakeland, Eastern State Hospital for the Insane at Lexington, Feeble-Minded Institute at Frankfort and the Houses of Reform, $1,150,000.00.

(b) For the same purposes in addition to the said sum of $1,500,000.00, there is hereby appropriated to the said State Board of Charities and Corrections all receipts of every character and kind realized by the said board in the operation of each and every institution under the control and supervision of said State Board of Charities and Corrections, including the receipts realized by the said board from the operation of convict road camps, provided that all receipts of every character and kind realized by said board in the operation of each and every institution under its con-

trol and supervision, shall be paid into the state treasury and warrants drawn upon said receipts through the Auditor of Public Accounts in paying out said sums; provided, no part of this appropriation shall be used for the construction of permanent buildings.

§ 36. Department of Public Roads.—For the purpose of paying all the costs of operation and maintenance of the Department of Public Roads, and for carrying on its activities for the fiscal year ending June 30, 1926, there is hereby set aside and appropriated to the Department of Public Roads all the funds now realized out of the state revenues now authorized by law, or that may hereafter be authorized by law, in the distribution of the state revenue, for the construction, maintenance and repair of roads, or any additional or other revenues that may be imposed by law for the exclusive benefit of public roads, and all funds realized from the automobile license and gasoline taxes now collected by law, or that may hereafter be imposed or collected by law, for the benefit of said department in its activities. Out of said funds so realized and collected for said fiscal year there is appropriated and authorized to be paid for the purpose of paying the salaries of the Commissioner of Public Roads and all persons employed in the central office, all salaries of division engineers, all costs of inspection and supervision, and the traveling expenses of all persons authorized under the law to draw same, together with all other expenses incurred in the maintenance and operation of said department, exclusive of money actually spent in the construction of roads the sum of $250,000.00.

Said sums shall be so distributed and expended for said purposes herein enumerated as, in the judgment of the State Highway Commission, may be best for the efficient operation of the department and the carrying on of its activities, but not more than $65,000.00 of said $250,000.00 shall be expended for salaries and expenses of the central office, including salary and expenses of the State Highway Engineer. All of

the fund appropriated by this section, exclusive of said $250,000.00, shall be used exclusively by said department for the construction, reconstruction, maintenance and repair of public roads, and for the purpose of paying the interest and creating a sinking fund for the liquidation of state bonds issued for roads and other purposes.

§ 37. University of Kentucky.—There are hereby appropriated and set aside out of the funds and from the sources hereinafter designated, for the use and benefit of the University of Kentucky, for the fiscal year ending June 30, 1926, the following sums from the following funds and sources and for the following purposes:

(a) For the purpose of paying salaries and all other expenses of maintenance and operation of the Division of Colleges of the University of Kentucky in the manner now authorized by law, or as may hereafter be authorized by law, there is set aside and appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the purpose of the maintenance and operation of said institution.

(b) For the purpose of paying for the cost of maintenance and operation of the Experiment Station of the University of Kentucky for said fiscal year, as now authorized by law, or as may hereafter be authorized by law, there is appropriated out of the general expenditure fund, the sum of $50,000.00.

(c) For the purpose of paying all the cost of the maintenance and operation of the Extension Division of the University of Kentucky for said fiscal year in the manner now authorized by law, or as may hereafter be authorized by law, there is hereby appropriated out of the general expenditure fund the sum of $142,241.30.

(d) For agriculaural instruction, the same to be paid out of the general fund, $30,000.00.

(e) For the purpose of paying the Experiment Station of the University of Kentucky for making all analyses for

the State Board of Health under the provisions of chapter 65 of the Acts of 1918, and for making all analyses requested by any other department of the state government, to be paid in equal monthly installments, the sum of $18,000.00.

§ 38. State Board of Health.—There are hereby appropriated out of the general expenditure fund for the use of the State Board of Health, for the fiscal year ending June 30, 1926, the following amounts to be used for the following purposes:

(a) For the purpose of paying salaries, clerical help, traveling expenses, printing, stamps, supplies and all other operating expenses, $60,000.00.

(b) For the prevention of venereal diseases, $15,000.00.

(c) For the prevention and treatment of trachoma, $15,000.00.

(d) For the prevention and treatment of tuberculosis, $10,000.00.

(e) For the protection of the health of mothers and children in accordance with section 3, chapter 120 of the Acts of 1920, to be spent in cooperation with the federal government, and in connection with funds received from the federal government, $21,298.84.

§ 39. Eastern Kentucky State Normal School and Teachers College.—There is hereby appropriated out of the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue, for the maintenance and operation of the Eastern Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year.

§ 40. Western Kentucky State Normal School and Teachers College.—There is hereby appropriated ou tof the state revenue now authorized by law, or that may hereafter be authorized by law in the distribution of the state revenue,

for the maintenance and operation of the Western Kentucky State Normal School and Teachers College, for the fiscal year ending June 30, 1926, for the purpose of paying all salaries, traveling expenses, printing, stamps, supplies and all other expenses of maintenance and operation of said institution for said fiscal year.

(a) There is also appropriated out of the general expenditure fund for the said fiscal year for the use and benefit of said institution for making the payment of one-half of debt due by said institution upon deficit, the sum of $30,000.00.

§ 41. State Board of Agriculture.—There are hereby appropriated out of the general expenditure fund, for the use of the State Board of Agriculture, for the Kentucky State Fair, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For salaries, traveling expenses, maintenance and operation, $10,000.00.

(b) For premiums for the Kentucky State Fair, $15,000.00.

(c) For the purpose of meeting other necessary expenses for the conduct of the Kentucky State Fair, including additional premiums, all sums realized by the State Board of Agriculture from the sales of concessions, admissions, advertising, entry fees, stall rents, exhibitors' tickets, rents of buildings and grounds, and from pavilion, grandstand and midway show receipts, are hereby appropriated to the State Board of Agriculture for the use and benefit of the Kentucky State Fair.

§ 42. Kentucky Geological Survey.—There are hereby appropriated out of the general expenditure fund for the Kentucky Geological Survey, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the purpose of making geological, chemical, technical, soil and other investigations authorized by the provisions of chapter 34 of the Acts of 1920, for the purpose of

paying all salaries, including the salary of the Director and State Geologist, field expenses, clerical expenses, clerical assistance, laboratory, field equipment, supplies, freight charges, and all necessary miscellaneous items of permanent improvement to the property and effects of the Kentucky Geological Survey, and for the purpose of paying for all office expenses, printing and traveling expenses, $23,000.00.

(b) For the purpose of making topographical surveys in cooperation with the United States Geological Survey, as provided by chapter 34 of the Acts of 1920, $17,500.00.

No part of the appropriation of $17,500.00 herein provided for shall be used for the purpose of paying any of the office expenses of this department.

§ 43. Kentucky Children's Home Society for White Children.—There are hereby appropriated out of the general expenditure fund for the use of the Kentucky Children's Home Society for White Children, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the purpose of paying all salaries and every other expense incident to the operation and maintenance of said department as now or that may hereafter be provided by law, $70,000.00.

(b) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $10,000.00.

§ 44. Kentucky Children's Home Society for Colored Children.—There is hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky Children's Home Society for Colored Children, for the fiscal year ending June 30, 1926, for the purpose now authorized by law, or for such other purposes as may be hereafter provided by law, the sum of $20,000.00.

(a) For the purpose of extinguishing the deficit heretofore incurred in the operation of said institution, $4,000.00.

§ 45. Kentucky Normal and Industrial Institute for Colored Persons.—There is hereby appropriated out of the

general expenditure fund for the use and benefit of the Kentucky Normal and Industrial Institute for Colored Persons, for the fiscal year ending June 30, 1926, for the payment of salaries and all other expenses incident to the maintenance and operation of said department as now provided by law, or as may hereafter be provided by law, the sum of $40,000.00.

§ 46. Kentucky Institute for the Education of the Blind.—There are hereby appropriated out of the general expenditure fund for the use and benefit of the Kentucky School for the Blind, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the white department of the Kentucky School for the Blind, $60,000.00.

(b) For the payment of salaries and all other expenses incident to the maintenance and operation of the colored department of the Kentucky School for the Blind, the sum of $8,800.00.

(c) For the education and vocational training of the adult blind of Kentucky, to be expended in the manner and for the purpose now provided by law, or as may hereafter be provided by law, $20,000.00.

§ 47. Kentucky School for the Deaf.—There are hereby appropriated out of the general expenditure fund for the benefit of the Kentucky School for the Deaf, for the fiscal year ending June 30, 1926, the following sums for the following purposes:

(a) For the payment of salaries and all other expenses incident to the maintenance and operation of the department for white children, $132,500.00.

(b) For salaries and all expenses incident to the operation and maintenance of the department for colored children, $8,500.00.

§ 48. Vocational Education Board.—There are hereby appropriated for the use and benefit of the Vocational Education Board of Kentucky, for the fiscal year ending June

30, 1926, the following sums out of the following named funds and for the following named purposes:

(a) For the purpose of carrying on teacher training instruction in the State of Kentucky under the provisions of chapter 7 of the Acts of 1918, there is hereby appropriated out of the general expenditure fund, $24,987.00.

(b) For the purpose of paying all the cost of inspection and supervision of courses in teacher training under the provisions of chapter 7 of the Acts of 1918, there is appropriated out of the general expenditure fund, $2,500.00.

(c) For the purpose of the promotion of vocational rehabilitation of persons disabled in industry or otherwise, and their return to civil employment, there is hereby appropriated out of the excess of the funds collected from the tax on premiums paid to insurance carriers writing compensation insurance in Kentucky not required for the maintenace of the Workmen's Compensation Board, not to exceed the sum of $22,955.00.

§ 49. Visiting County Nurses.—There is hereby appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the purpose of contributing to the compensation of visiting nurses under the provisions of section 4 of chapter 51 of the Acts of 1918, the sum of $7,500.00. Said sum is to be paid out only in the manner and for the purposes set out in said chapter 51 of the Acts of 1918.

§ 50. West Kentucky Industrial College, Paducah, Kentucky.—There is appropriated and set aside out of the general expenditure fund, for the fiscal year ending June 30, 1926, for the use and benefit of the West Kentucky Industrial College at Paducah, Kentucky, for making payment of the deficit due by said institution, the sum of $9,500.00.

§ 51. Budget Appropriation Commission.—For the use and benefit of the Budget Appropriation Commission, for the fiscal year ending June 30, 1926, for the purpose of paying the clerical, stenographic hire and other expenses authorized

to be incurred by said commission, under the law, there is hereby appropriated out of the general expenditure fund, the sum of $500.00.

§ 52. Miscellaneous.—In order to meet and provide for the payment for the fiscal year ending June 30, 1926, of the sums necessary to pay the costs of suits, attorneys' fees, conveyance of lunatics to the various asylums for the insane, commissions on fines and forfeitures, compensation for county tax commissioners, as now provided by law, costs of criminal prosecutions, amounts due the various clerks of the Commonwealth for their services and authorized to be paid out of the state treasury, cost and distribution of public books, express charges not otherwise provided for in this act; the cost of the care of graves in the Frankfort cemetery, as allowed by law; the yearly allowances made to idiots by the various circuit courts of the Commonwealth; interest on outstanding warrants or on warrants that may hereafter be issued; the per diem compensation for the jury commissioners of the various counties of the Commonwealth; the per centum of Jefferson county fees refunded to the various officers of Jefferson county, as now authorized by law, the sums allowed by law for the law library of the Commonwealth, to cover all moneys that may be required to be refunded as now provided by law, or as may hereafter be provided by law, the cost of public books, including record books, compensation of the various county boards of supervisors, any and all rewards authorized by law, and any and all exonerations allowed to the sheriff by law, any and all amounts authorized by law to be paid to the trustee of the jury fund of the various counties of the Commonwealth, and any other general expenditures now allowed by law and payable out of the general expenditure fund of the Commonwealth, the Auditor is authorized and directed to draw his warrant for the amount due, and the Treasurer is authorized to pay the same, in the manner now authorized by law for the payment of such claims. For the purpose of paying all costs of operation of the Leg-

islative Department of the state government, and of the Judicial Department of the state government, the common school system and salaries of Commonwealth's attorneys, for the fiscal year ending June 30, 1926, and not specifically provided for in this act, the Auditor of Public Accounts is authorized and directed to draw his warrant and the Treasurer to pay same in the mannar now provided by law for the payment of such claims.

§ 53. Each section of this act appropriating money is designed to be a separate and distinct appropriation, and in event any appropriation made is held to be authorized by law, it shall in no wise affect the other appropriations provided for in this act.

§ 54. No officer or employe of the state, or any of the departments, boards, commissions or agencies of the state government provided for in this act, shall be allowed any expense incurred in trips outside of Kentucky except on official business, and then only after a request to make such trips has been filed in writing with the Commissioners of the Sinking Fund and authority to make same has been approved by the said Commissioners of the Sinking Fund.

Mr. Nelson moved that the House do now resolve itself into the Committee of the Whole for the purpose of considering said bill section by section.

Said motion was agreed to.

Thereupon the Speaker vacated the Chair and designated Mr. Vance as Chairman of the Committee of the Whole.

After a time, the Speaker having resumed the Chair, Mr. Vance, chairman of the Committee on the Whole, reported that they had had under consideration the aforesaid bill

and that they had reached a conclusion thereon to report same with sundry amendments.

Said amendments are as follows, viz.:

Amend H. B. 535 by striking from subsection (b) of section 42 the last sentence thereof, being lines 17 to 19, inclusive, on page 16 of the printed bill, and inserting in lieu thereof the following: "Not more than ten per cent of said appropriation of $17,500.00 shall be used for clerical and other expenses connected with the administration of said fund."

Amend H. B. 535 by striking from section 38, subsection (a) thereof the figures $60,000.00, in line 7, page 14, of the printed bill, and substituting in lieu thereof the figures $70,000.00.

Amend H. B. 535 by striking out of lines 10, 11 and 12, on page 15 of the printed bill, the following words: "making the payment of one-half debt due by said institution upon deficit the sum of $30,000, and inserting in lieu thereof the following words "the payment of one-half of the cost of the construction of a general class room building, $100.000.

Amend H. B. 535, section 37, on page 14, after line 30, by adding thereto subsection "f," as follows:

(f) For the purpose of completing chemistry building, $30,000.

Said amendments were each and severally agreed to.

Mr. McFarland offered the following amendment to said bill, viz.:

Amend H. B. 535 by striking from section 33 all of sub-

section (a) and (b), being lines 10 to 18, inclusive, page 10 of the printed bill.

Said amendment was disagreed to.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

A. J. Baldridge
L. D. Bax
W. B. Belknap
Homer Beliles
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
L. F. Coomes
J. L. Cushing
B. F. Day
G. L. Drury
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
Leroy Lewis
J. T. Linton
W. J. McMurry
J. L. Manning
J. W. Martin
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
E. E. Palmore
J. J. Patterson
V. H. Redwine
J. F. Reed
J. E. Robbins
G. W. Shadoan
Lee L. Simons
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins

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Those who voted in the negative were—

J. H. Baughman	H. C. Duffy	F. V. Nunnelly
C. W. Bennett	L. J. Jeter	G. L. Perryman
Allen B. Cammack	J. Roy Johnson	H. A. Pulliam
E. J. Doss	J. Will McFarlin	

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Resolved that the title thereof be as aforesaid.

Mr. Nelson moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Miller moved that the rules be suspended and that the Orders of the Day be postponed until the call of the counties and legislative districts for the introduction of bills and the standing committees for reports is completed.

Said motion was agreed to.

The hour of twelve o'clock meridian having arrived, that being the hour designated in a resolution heretofore adopted by the House as the hour for recess.

The House recessed for one hour.

AFTERNOON SESSION

The hour of on eo'clock p. m. having arrived, the Speaker resumed the Chair and called the House to order.

Upon a call of the counties and legislative districts, the

following bills were introduced, ordered printed and referred:

To Committee on Rules.

By Mr. Huntsman:

H. B. 555. An act to classify producing oil leases, including all oil wells and all equipment thereon, actually used in producing oil.

By Mr. Knight:

H. B. 556. An act relating to firearms, requiring registration of ownership or possession, and requiring dealers to keep record of sales.

By same:

H. B. 557. An act relating to schools and providing means of teaching adult persons of limited education.

By same:

H. B. 558. An act to provide for and to authorize the refunding and repayment of inheritance taxes paid by educational or religious institutions, whether resident or nonresident, not operated for gain but as purely public charities.

By Mr. Gartin:

H. B. 559. An act to protect livestock from injury by the use of metal clips and tags on bags or other receptacles containing commercial feed, and providing penalties for a violation thereof.

By Mr. Jolly:

H. B. 560. An act to repeal and re-enact section 4474, Kentucky Statutes, Carroll's edition, 1924, relating to the appointment, employment and qualification of teachers and course of study.

By Mr. Perryman:

H. B. 561. An act to add to project No. 82, in Casey county, and including in the state primary system of roads the route from Liberty, in Casey county, to a point on project 22, near the town of Eubank, in Pulaski county, by way of Bethelridge.

By same:

H. B. 562. An act to add to project 24, in Pulaski county, and including in the state primary system of roads the route from Somerset to London, in Laurel county, by way of Ruth, Dykes, Mt. Victory and Rockcastle Springs.

By Mr. J. Roy Johnson:

H. B. 563. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920.

By Mr. Wallen:

H. B. 564. An act to amend and re-enact the first paragraph of section 8, chapter 36, Acts of the General Assembly of 1920, relating to county board of education and the levying of taxes for common school purposes.

By Mr. Layman:

H. B. 565. An act to amend chapter 29, Acts of the

General Assembly of 1904, entitled "An act to regulate crime and fix punishment therefor."

By Mr. Wilson:

H. B. 566. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto as project —, extending from Greenburg to Burkesville, via Milltown and Gradyville.

By same:

H. B. 567. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky, by adding thereto as project —, extending from Hardyville to Leitchfield via Canmer, Munfordville, Priceville and Millertown.

By Mr. Kegley:

H. B. 568. An act to regulate the erection and fixing the distances of structures and buildings, and the placing of material over and adjacent to railroad tracks, sidings and switches.

By Mr. Watkins:

H. B. 569. An act to prohibit the spreading of false and malicious reports concerning the financial condition of corporations, cooperative associations and joint stock companies by their officers, directors, employes or by others formerly employed by them.

By Mr. Leon P. Lewis:

H. B. 570. An act to amend section 2992 of the Ken-

tucky Statutes, Carroll's edition, 3rd vol., relating to cities of the first class, providing for appeal from the action of the board of equalization.

By Mr. Cushing:

H. B. 571. An act to amend and re-enact section 1155, Carroll's Kentucky Statutes, 1915 edition.

By Mr. Bornhorst:

H. B. 572. An act to regulate the tolls charged by bridge companies spanning the Ohio river bridge.

By Mr. Martin:

H. B. 573. An act requiring dentists to sterilize instruments used in the practice of dentistry and providing a penalty for violation of the provisions of the act.

By Mr. Vaughn:

H. B. 574. An act to provide for the expenses of the Insurance Department.

By Mr. Edwards:

H. B. 575. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and highways and establishing and creating project 10½B.

By Mr. Stamper:

H. B. 576. An act to establish the route of project 58¾, relating to roads and highways.

By same:

H. B. 577. An act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

By Mr. Morgan:

H. B. 578. An act relating to the taxation of non-resident insurance companies.

By Mr. Bush:

H. B. 579. An act relating to the residence and salary of members of the State Tax Commission and to amend and re-enact sections 4114i-2 and 4114l-5, Carroll's Kentucky Statutes, 1918 edition.

By Mr. McFarlin:

H. B. 580. An act making distribution of the license taxes received from motor vehicles among the various counties of the state and repealing all laws in conflict with this act.

By Mr. Bosworth:

H. B. 581. An act to amend and re-enact 824, Kentucky Statutes, dividing the state into three districts for the purpose of electing railroad commissioners.

By Mr. E. B. Miller:

H. B. 582. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session, approved March 16, 1920, which act relates to roads and bridges and the creation of the Department of State Roads and Highways, etc., by add-

ing to said act project —, which shall run from Springfield, Kentucky, to Perryville, Boyle county, Kentucky.

A message was received from the Senate announcing that they had passed a bill which originated in that body of the following title, viz.:

S. B. 289. An act relating to streets and alleys.

Said bill was ordered printed and referred to Committee on Rules.

Mr. Harry Miller moved that when the call of the standing committees for reports was completed, that this House do then adjourn.

Said motion was agreed to.

The committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. Strange, of the Committee on Public Roads and Highways:

H. B. 481. An act establishing and making the road leading from Owensboro, via Utica, Liva, Nuckols, Livermore and Island to South Carrolton, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

By same:

H. B. 206. An act establishing as a state primary road the road known as the Edmonton and Burkesville road from Edmonton, in Metcalfe county, to its intersection with the

road leading from Glasgow to Burkesville, in Cumberland county, which is project No. 40.

By same:

H. B. 450. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Lancaster to Danville.

By same:

H. B. 412. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

By same:

H. B. 343. An act relating to roads and bridges.

By same:

H. B. 211. An act to amend section 5 of chapter 17 of the Acts of 1920, project 13, relating to the system of primary state roads.

By same:

H. B. 73. An act relating to public roads and highways.

By same:

H. B. 380. An act establishing as a part of the primary road system, Acts of 1920, chapter 17, the road leading from Tompkinsville to Glasgow, and known as the Tompkinsville-

Glasgow pike, in Monroe and Barren counties, and designating said road as project No. —.

By same:

H. B. 491. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways and establishing and creating project 2½A.

By same:

H. B. 502. An act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky, a road running from Ghent, Carroll county, Kentucky, via Sanders to New Liberty, in Owen county, Kentucky, and designating said road as project No. 13-A.

By same:

H. B. 246. An act to amend an act relative to location of state highways.

By same:

H. B. 410. An act establishing and making the road leading from Williamstown via the Bracht Station, Piner, Atwood, Kentucky Station, Ripple Creek, John Hill to Newport, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky and designating said road as project —.

By same:

H. B. 422. An act establishing and making the road

leading from Wisdom, Metcalfe county, Kentucky, by the way of Hiseville to Jefferson School House, in Barren county, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project —.

By same:

H. B. 437. An act establishing as a part of the primary road system of state highways a road from McKee, in Jackson county, to Jackson, in Breathitt county, via Booneville, in Owsley county, and Tallega, in Lee county, and designating said road as project No. 30-H.

By same:

H. B. 315. An act to establish project — in the primary system of state highways.

By same:

H. B. 461. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No. 10½-A.

By same:

H. B. 552. An act establishing the road from Jackson to Hindman as a part of the state primary system.

By same:

H. B. 546. An act relating to roads and bridges and

establishing a new project to be a part of the state primary system of roads.

By same:

H. B. 540. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of the same.

By same:

H. B. 541. An act relating to roads and bridges, establishing a road from the Rockcastle river bridge, at the place where the Dixie Highway crosses said river, to McKee.

By same:

H. B. 473. An act establishing as a part of the system of state primary roads, a road leading from Hodgenville, in Larue county, to Campbellsville, in Taylor county, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Buffalo turnpike and Hodgenville and Campbellsville road, but passing said points, said road to be known and designated as project No. 41½.

By same:

H. B. 494. An act establishing road leading from Longridge to Cherry Grove, by Jonesville, Downingsville, Stewartsville, Heekin to Cherry Grove.

By same:

H. B. 269. An act to designate more fully project 19 of the primary system of state highways, adopted by the General Assembly of the Commonwealth of Kentucky, as set out in chapter 17, section 5, Acts of 1920, which is now section 4356t-5, Kentucky Statutes, Carroll's 1922 edition, and to establish the route on said project from Owenton to Williamstown.

By same:

H. B. 311. An act establishing and making the road leading from Georgetown to Versailles, beginning at the intersection of the Georgetown and Paynes Depot road with state project 17, and running thence via Paynes Depot and the Big Sink road, to Versailles, and designating said road as project No. 58½.

By same:

H. B. 495. An act establishing the road leading from Glencoe to Napoleon, South Fork, Beaver and Richwood.

By same:

H. B. 413. An act to amend and extend chapter 17 of the Acts of 1920 so as to include in the primary system of state highways the road from Stanton, Kentucky, via Clay City to Mt. Sterling.

By same:

H. B. 415. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Crab Orchard to Somerset.

By same:

H. B. 537. An act establishing as a part of the primary system of state highways a road running from Campbellsville, Kentucky, via Cane Valley, via Columbia, via Crocus, via Creelsboro to Albany, in Clinton county, Kentucky, and designating said road as project No. —.

By same:

H. B. 539. An act to establish as a part of the primary system of state highways a road leading from Princeton, in Caldwell county, to Eddyville, in Lyon county, via Dulaney and Kuttawa, same to be designated as project —, and known as the Princeton and Kuttawa Highway.

By same:

H. B. 527. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920.

By same:

H. B. 529 An act relating to roads and highways

By same:

H B. 501. An act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky a road running from Carrollton, Carroll county, Kentucky, via the Little Kentucky river, Trimble county, Kentucky, and designating said road as project 13-B.

By same:

H. B. 510. An act establishing as a part of the primary system of state highways, a road leading from the point of intersection of Hodgenville and Sonora road with the Dixie

Highway, project 3, in Hardin county, to Hodgenville, in Larue county, following as nearly as practicable the said Hodgenville and Sonora road, and designating same as project 3½.

By same:

H. B. 496. An act establishing a road leading from project 49, at the Brissie road, to project 5, by Harris Musselmans', via Sweet Owen, Needmore, Holbrook and Lawrenceville.

By same:

H. B. 411. An act relating to roads and highways, making the Russellville and Mortantown road a part of the state primary sytem.

By same:

H. B. 270. An act establishing and designating a road from Williamstown to Warsaw, via Dry Ridge, Hand, Folsom and Glencoe, as a part of the primary system of state highways, adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920, which is now section 4356t-5, Kentucky Statutes, Carroll's 1922 edition.

By same:

H. B. 271. An act establishing and designating a road from Williamstown, Kentucky, to Cynthiana, Kentucky, as a part of the primary system of the state highways, adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920,

which is now section 4356t-5, Kentucky Statutes, Carroll's 1922 edition.

By same:

H. B. 377. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

By same:

H. B. 213. An act to amend chapter 17 of the Acts of 1920 by adding project —, extending from Garfield, on project 8, to Cecelia, on project 12, by way of Custer Dyer and Constantine.

By same:

H. B. 310. An act establishing the road leading from Georgetown to Paris, via Newton, as a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

By same:

S. B. 72. An act relating to public schools.

By same:

S. B. 34. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways and establishing and creating project No. 10½.

By same:

S. B. 62. An act to establish project 68 in the primary system of state highways.

By same:

S. B. 177. An act to amend project 8 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and road projects.

By same:

S. B. 143. An act to amend chapter 17 of the Acts of 1920 by adding project —, extending from Garfield, on project 8, to Cecelia, on project 12, by way of Custer, Dyer and Constantine.

By same:

S. B. 148. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project No. 2½.

By same:

S. B. 19. An act providing for the metaling of inter-county seat roads heretofore graded and drained at the cost of the Commonwealth, in whole or in part.

By same:

H. Res. 5. Resolution authorizing W. P. Burks to sue the Commonwealth of Kentucky.

By same:

H. B. 554. An act to further regulate the plugging of abandoned oil or gas wells.

By Mr. Wallen, of the Committee on Revenue and Taxation:

H. B. 472. An act to repeal sections 68b-4 and 68b-19 and all intervening sections, and sections 68b-22, 68b-31, 68b-32, 68b-34 and 68b-36 of Kentucky Statutes, Carroll's edition, 1922, and enacting in lieu thereof, and as part known as an Act to promote and protect live stock industries in Kentucky; providing for the listing and taxation of dogs; prescribing the duties of officers in carrying out the provisions of the act, and providing penalties for violation of provisions of the act.

By same:

S. B. 17. An act to amend and re-enact sections 4143 and 4148 of the Kentucky Statutes, John D. Carroll's edition, 1915, relating to revenue and taxation, and changing the time for the collection of taxes.

By same:

H. B. 488. An act relating to revenue and taxation, providing for the fixing of fees of appraisers of estates for inheritance taxes, and amending section 4281a-11 of the Kentucky Statutes, Carroll's edition, 1922.

By same:

H. B. 536. An act to provide for a progressive tax on transfers of direct and collateral inheritances, and to amend sections 4281a, 4281b, 4281c, 4281d, 4281e, 4281f, 4281g, 4281h,

4281i, 4281k, 4281l, 4281m, 4281n, 4281o, 4281p, 4281q, 4281r, 4281t of Carroll's Kentucky Statutes, 1915, as amended by an act entitled, "An act providing for progressive tax on direct and collateral inheritances," being chapter 26 of the Acts of the General Assembly of 1916, as amended by an act entitled, "An act to more clearly define the methods and procedure for the imposition of inheritance taxes on contingent interests or estates and to amend sections 4281a to 4281s, both inclusive, Kentucky Statutes, Carroll's 1915 edition, and chapter 26 of the Acts of 1916, by prescribing the rate of tax and the method of collecting same on contingent interests of estates and providing for a refund upon the happening of the contingency of persons who are required to pay a less amount than the tax imposed and paid," being chapter 56 of the Acts of the General Assembly of 1918, as amended by an act entitled, "An act relating to the collection of inheritance tax, requiring certain reports of county court clerks and imposing certain duties upon the State Tax Commission and otherwise designating a method of procedure in the collection of such tax," being chapter 44 of the Acts of the General Assembly of 1920.

By Mr. Pulliam, of the Committee on Law Enforcement:

H. B. 480. An act relating to prostitution and enforceing the laws against houses of assignation.

By Mr. Clark, of the Committee on Normal Schools:

H. B. 530. An act to amend and re-enact section 2 of chapter 10 of the Acts of the General Assembly of 1922, approved March 8, 1922, entitled, "An act to provide for the establishment of two normal schools for the training of white elementary teachers, and appropriating money for the maintenance and operation thereof."

Being an act for the creation of boards of regents and vesting the management and control of the two normal schools established under the provisions of said act in boards of regents instead of the State Board of Education; providing for the appointment of the boards of regents by the Governor of the Commonwealth and fixing their terms of office; providing certain rules and regulations for the management and operation of said schools, and empowering the boards of regents to exercise full management and control in the operation of said schools.

By Mr. Hawkins of the Committee on Juvenile Courts and Children's Homes:

H. B. 465. An act to amend and re-enact sections 331a-3 and 331a-15 of Kentucky Statutes, Carroll's 1922 edition, being sections 3 and 15 respectively of chapter 72, page 212 of the Acts of the General Assembly of 1915, entitled, "An act to regulate the labor and employment of children and minors, and to make the provisions thereof effective," approved by the Governor March 21, 1915, by requiring the employment certificates provided for in section 331a-3, and for the forwarding of the duplicate copy to the State Labor Inspector, and by including the distribution and sale of newspapers in the occupations of boys between the ages of fourteen and sixteen years, enumerated in section 331a-15.

By same:

H. B. 434. An act to amend section 331e of article V, chapter 18 of Kentucky Statutes, Carroll's edition, 1922, relating to delinquent, dependent and neglected children.

By Mr. E. B. Miller, of the Committee of Agriculture:

H. B. 516. An act to define and standardize ice cream, and prevent its adulteration and misbranding.

By Mr. Miller, of the Committee on Kentucky Statutes:

H. B. 84. An act authorizing the collection of reasonable attorneys' fees when provided for in written contracts and obligations, and providing how, in certain instances, such collection may be enforced, and providing that the amount paid or recover hereunder shall not determine the amount of fee to which the attorney shall be actually entitled as against his client.

By same:

H. B. 428. An act to amend sections 733, 734 and 728 of Kentucky Statutes relating to real estate title insurance companies.

By same:

S. B. 108. An act to define, regulate and license real estate brokers and real estate salesmen in each city of the first and second class; to create a real estate commissioner and to provide penalties.

By same:

H. B. 430. An act for the benefit of Mary E. Cunningham, whose husband, Hodge G. Cunningham, lost his life in the performance of a public service, and leaving the said Mary E. Cunningham and leaving also two minor children.

By same:

H. B. 470. An act to repeal chapter 84 of Kentucky

Statutes, Carroll's edition, 2591 to 2610, inclusive, of said edition. Article I of said chapter relating to master and apprentice and article II to master and servant.

By same:

S. B. 80. An act to require the display of the United States flag on school houses.

By same:

H. B. 402. An act to amend and re-enact section 3354 of the Kentucky Statutes, chapter 89, subdivision 4.

By same:

H. B. 526. An act to amend section 3891 of Carroll's Kentucky Statutes.

By same:

S. B. 305. An act authorizing the sale of property heretofore or hereafter acquired and owned by any county or counties of this state, to be used for or to establish a sanatorium for the treatment of tuberculosis, where such property has ceased to be used for such purpose, or in the judgment of the fiscal court of any such county or counties the property so acquired and owned by it or them is not being and cannot be maintained and successfully used for such purpose.

By same:

S. B. 20. An act to require the teaching of the Constitution of the United States in the public and private schools of the state.

By same:

H. B. 431. An act for the benefit of Mary Mattingly, whose husband, V. B. Mattingly, lost his life in the performance of a public service, and leaving the said Mary Mattingly as his widow.

By same:

S. B. 39. An act to provide for the relief of the needy blind in the counties.

By same:

H. B. 498. An act to amend and re-enact section 1739, Kentucky Statutes, Carroll's edition, 1922.

By same:

H. B. 418. An act relating to fees of surveyors.

By same:

H. B. 356. An act to amend, revise and re-enact section 1 of an act entitled, "An act to amend an act entitled, 'An act defining boundaries for school districts, embracing cities of the fourth class, and providing systems of schools in such districts and creating boards of education thereof, defining their powers and duties and repealing all laws in conflict therewith.' "

By same:

H. B. 286. An act to amend section 2103-1 and to repeal and re-enact sections 2104, 2105 2106, 2107 and 2108, chapter 66, article 1, of the Kentucky Statutes, Carroll's edition of 1922, entitled husband and wife.

By same:

H. B. 432. An act for the benefit of Mrs. William Gilbert, whose husband, William Gilbert, lost his life in the performance of a public survice, and leaving the said Mrs. William Gilbert as his widow.

By same:

H. B. 459. An act to provide for the establishment, conduct and maintenance of public playgrounds and recreation centers in and by cities and counties, and authorizing school districts to join in the operation of playground and recreation centers, and the manner of raising revenue therefor.

By same:

H. B. 511. An act to provide for the safety of life and property and to create a board of boiler rules which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the board of boiler rules; to provide for the inspection of steam boilers and the fees to be charged therefor; and to provide a penalty for the violation of the provisions of this act.

By Mr. Howard, of the Committee on Bond Issues:

H. B. 401. An act relating to award to enlisted soldiers, sailors, marines and army nurses in the service of the United States, inducted, warranted or commissioned, during the World War, from or between April 6th, 1917, and November the 11th, 1918, or any part thereof from the State of Kentucky; fixing the amount of and creating the soldiers' compensation board of Kentucky, and fixing powers and duties of such commission; providing for the sale of bonds, &c.

By Mr. Lewis, of the Committee on Constitutional Amendments:

S. B. 14. An act to amend section 246 of the Constitution of the Commonwealth of Kentucky, relating to salaries of officers.

By Mr. Bennet, of the Committee on Circuit Courts:

S. B. 166. An act to amend section 965, Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the Thirty-first Judicial District, fixing the time therefor, and declaring an emergency.

By same:

H. B. 397. An act creating the Thirty-seventh Judicial District of Kentucky; fixing the time of holding courts thereof; providing for the appointment and election of a circuit judge, and providing for a Commonwealth's attorney therein; changing the Seventh and Eighth Judicial Districts of Kentucky so as to provide for said Thirty-seventh District; providing for the appointment and election of a Commonwealth's attorney in said Eighth Judicial District, and fixing the time for holding the courts in said seventh, eighth and Thirty-seventh Judicial Districts.

By Mr. Walker, of the Committee on Charitable Institutions:

H. B. 194. An act to regulate the charitable and eleemosynary institutions of this Commonwealth; to create a bipartisan board of commissioners for the management and supervision of the charitable and eleemosynary institutions of this Commonwealth; to vest in said board ample power, including all power now vested by law in the State Board of

Charities and Corrections in so far as such power pertains to the charitable institutions of this Commonwealth and not inconsistent with this act; to create the Kentucky Board of Charities; to repeal all other acts and parts of acts in conflict with this act; to abolish the State Board of Charities and Corrections and to terminate the terms of office of the members of said board; to abolish the office of Commissioner of Public Institutions and to terminate the term of office of the Commissioner of Public Institutions.

By same:

H. B. 195. An act to regulate the penal institutions of this Commonwealth; to create a bi-partisan board of commissioners for the management and supervision of the penal and correctional institutions of this Commonwealth; to vest in said board ample powers, including all powers now vested by law in the State Board of Charities and Corrections in so far as such powers pertain to the penal institutions of this Commonwealth, and not inconsistent with this act; to create the Kentucky Board of Prison Commissioners; to repeal chapter 7 of Session Acts of 1920; to repeal all other acts and parts of acts in conflict with this act; to abolish the State Board of Charities and Corrections and to terminate the terms of office of the members of said board; to abolish the office of Commissioner of Public Institutions and to terminate the term of office of the Commissioner of Public Institutions.

By Mr. Thornberry, of the Committee on Cities of the Second and Third Class:

H. B. 120. An act to amend and re-enact section 3142B-3 Kentucky Statutes, Carroll's sixth edition, 1922.

By same:

H. B. 492. An act to amend and re-enact section 3480-5 of the Kentucky Statutes, Carroll's edition, 1922, relating to cities of the third class.

By same:

H. B. 435. An act providing for oiling of the streets and alleys of cities of the second class.

By same:

S. B. 243. An act to amend and add to chapter 89, Kentucky Statutes, title Municipal Corporations, and especially that part of said chapter relating to cities of the third class, and to authorize cities of the third class to acquire by purchase or otherwise, and to operate street railroads and omnibus or taxicab lines and their equivalent and to issue and sell bonds to raise funds for that purpose.

By Mr. Jeter, of the Committee on Education No. 1:

H. B. 393. An act to provide for a uniform system for the licensing of teachers, supervisors, principals and superintendents in the public schools of this Commonwealth and to more clearly define standards upon which such licenses are based and to define the duties of the State Board of Education, the Superintendent of Public Instruction, and the State Board of Examiners in connection with the examination of teachers for such licenses and the issuance, renewal, extension or validation of licenses for teachers, supervisors, principals, and superintendents of schools of this Commonwealth and to expressly repeal sections 4369b-2, 4386, 4501a-1, 4501a-2, 4501a-3, 4501a-4, 4501a-5, 4501a-6, 4501a-7, 4501a-8, 4502a-1, 4503a-2, 4502a-4, 4502a-6, 4503a-1, 4503a-2, 4535a-32, and 4636a-14, Carroll's edition, Kentucky Statutes, 1922.

By same:

S. B. 223. An act creating a State Board of Education, specifying its powers, duties and functions; repealing sections of Carroll's 1918 edition of Kentucky Statutes to wit: sections 4377, 4378, 4379, 4380, 4381, 4382, 4383, 4369b-3, 4535k-1, 4535k-3, 4535k-5, relating to membership of the State Board of Education, its powers and duties; also acceptance of an act of Congress providing for vocational rehabilitation and reaffirming acceptance of these acts, and in lieu thereof, enacting sections and subsections vesting the general administration and supervision of the schools and school funds in a State Board of Education, setting forth certain powers, privileges and duties of said board.

By Mr. Vaughn, of the Committee on Education No. 2:

H. B. 474. An act to amend and re-enact section 4376 of the Kentucky Statutes, Carroll's edition, 1922, relating to common school laws.

By same:

H. B. 476. An act to create a state teachers' retirement system.

By same:

H. B. 538. An act to repeal, clarify, amend and re-enact sections of laws relating to the management and control of school districts, graded districts and subdistricts; repealing chapter 45, Acts of 1920, and sections 4100, 4101, 4420a-2, 4420a-3, 4484, Acts of 1922, and sections 4431 and 4432, 4426a-3, 5, 6 and 9, Kentucky Statutes, and 4458, 4463b and intervening sections of Kentucky Statutes and section 5 of chapter 138, Acts of 1918.

By Mr. Hedden, of the Committee on Forestry:

S. B. 265. An act to amend and re-enact section 2007h-2 of Kentucky Statutes, Carroll's 1922 edition; said act when so amended and re-enacted to provide more adequately for forestry work and appropriating money therefor.

By Mr. Toombs, of the Committee on Fish and Game:

H. B. 506. An act relating to bonds of game wardens.

By Mr. Vance, of the Committee on Geological Survey:

S. B. 9. An act making an appropriation to the Kentucky Geological Survey and declaring an emergency.

By Mr. Miller, of the Committee on Agriculture:

S. B. 87. An act appropriating twenty-five thousand dollars annually for the establishment, operation and maintenance of a subexperiment station under the direction of the Agricultural Experiment Station of the University of Kentucky; prescribing the purpose of the subexperiment station and the manner in which the appropriation is to be paid.

By same:

H. B. 525. An act entitled an act permitting the members of Cooperative Marketing Association to execute crop mortgages upon their products.

By same:

H. B. 489. An act granting the owners, and operators of threshing machines a lien upon any grain or seed threshed or hulled by such machines, and providing for the enforcement of such lien.

By Mr. Nelson, of the Committee on Appropriations:

H. B. 464. An act for the benefit of the Home for Incurables.

By same:

H. B. 201. An act to provide for the treatment, care and education of crippled children, and to create a commission to carry out the provisions of this act, and to appropriate funds to defray the expense incident to such treatment, care and education.

By Mr. Redwine, of the Committee on Banks and Banking:

H. B. 507. An act to authorize a trustee, assignee for the benefit of creditors, receiver or commissioner, to enforce the double liability clause against stockholders in banks, trust companies, guaranty companies, investment companies and insurance companies.

By Mr. Howard, of the Committee on Bond Issues:

H. B. 45. An act authorizing a magisterial district of a county to become indebted for the construction and maintenance of public roads and bridges or in aid thereof, and to issue bonds for said indebtedness and providing the manner for creating the debt issuing the bonds and bringing and carrying the taxes necessary to pay the bonds and the interest on same.

By Mr. Cammack, of the Committee on Codes of Practice:

H. B. 449. An act to repeal and re-enact subsection 6 of section 51 of the Civil Code of Practice, relating to service of summons on agents.

With the expression of opinion that said bills ought to pass.

Said bills were read at length the first time and ordered to be placed on the calendar.

Mr. Leon P. Lewis, of the Committee on Constitutional Amendments, which originated same, reported a bill of the following title, viz.:

H. B. 582. An act to amend section 256 of the Constitution of the Commonwealth relative to amendments to the Constitution and the adoption thereof.

Ordered, that said bill be printed and read the first time.

Said bill was read the first time at length and placed on the Calendar.

The committees to which same had been referred, reported bills of the following titles, viz.:

By Mr. Nelson, of the Committee on Appropriations:

H. B. 242 An act for the benefit of the Citizens National Hospital (colored), of Louisville, Kentucky, a body corporate, created by an act of the General Assembly of the Commonwealth of Kentucky, approved April 24, 1888, and appropriating the sum of $25,000 for improvements and equipment of the Citizens National Hospital (colored) and the sum of $15,000 annually for the maintenance of the Citizens National Hospital (colored).

By Mr. Cammack, of the Committee on Codes of Practice.

H. B. 518. An act to amend and re-enact subsection 2 of 552 of the Civil Code of Practice, relating to the mode of taking testimony.

By same:

H. B. 519. An act to amend, repeal and re-enact sections 340 and 453 of the Code of Practice in Criminal Cases.

By same:

H. B. 520. An act to repeal, amend and re-enact section 209 of the Code of Practice in Criminal Cases.

With the expression of opinion that said bills ought not to pass.

No further motion having been made and no further action having been taken by the House on the report of the said committees last above named, it was ordered that said bills be not read at length the first time.

And so said bills were rejected.

And then the House adjourned.